Annual Report
2022
Dear friends of the Institute,

Editorials to annual reports usually select an event that was of central importance to the respective institution. For the Walther Schücking Institute and the year 2022, that selection is not difficult to make: Prof. Dr. Kerstin von der Decken has left the WSI after more than eleven years as co-director, and after quite a rollercoaster ride for most of us. While only in mid-June it had been officially announced that she would take up a chair for the law of cultural heritage protection newly created at the University of the Bundeswehr in Munich, on 29 June 2022 she was appointed Minister for Justice and Public Health in Schleswig-Holstein. Thus, for the time being, she will stay in Kiel, but with a desk 2 km from the WSI. It is with warm gratitude that we remember Kerstin’s many years of great commitment to our Institute, wishing her well for future offices and challenges! As for the WSI team, we will continue to look ahead and keep our minds and spirits up! And while Kerstin von der Decken’s departure certainly was a major event in 2022, there were many others that are worth reporting.

Enjoy the read!

Prof. Dr. Nele Matz-Lück, LL.M.  Prof. Dr. Andreas von Arnauld

Prof. Dr. Nele Matz-Lück, LL.M.  Co-Director
Prof. Dr. Andreas von Arnauld  Co-Director
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FOCUS

In this section we present a special project or story.

This year, it is interdisciplinary teaching and learning in the Master's Program “International Politics and International Law” in collaboration with Kiel University’s Political Science Department.
The master’s program International Politics and International Law (IPIR) is a unique opportunity for an interdisciplinary study approach at Kiel University, which cannot be found anywhere else in Germany. The program was first introduced in 2011. Since then, students with a scientific background in political science or law can take part in the two-year program to pursue a Master of Arts degree.

Institutionally, the program is coordinated by the Walther Schücking Institute for International Law and the Department of Political Science at the Institute for Social Sciences at Kiel University. This allows students to take part in master's degree courses in the field of political science as well as classes related to international law at the Walther Schücking Institute. What makes the program special is that students with a B.A. degree in political science don’t need any prerequisites in the field of law. Law students, who passed the first state exam, are in turn not required to present any experience in the study field of political science. This allows students to deepen their knowledge in their respective study background while gaining insights and fundamental knowledge in the other subject.

The program consists of an equal share of classes in international law and political science that are distributed into ten modules. Like most other Master-degree programs, the workload consists of 120 ECTS. For an overview of the program’s structure, the study plan can be summarized into three phases of study:

Getting started: Introduction to the new study field and basics in international law and political science

In the first two semesters, students with a background in political science gain basic knowledge in legal thinking and writing by participating in two classes. These are the only classes that are specifically designed for and exclusively visited by IPIR-students. Law students are in turn taking part in one or two classes in the field of political science for an introduction to the broader context of social sciences.

In the first semester, students also visit the lectures on public international law and European Union law. Additionally, they take two classes at the Department of Political Science that focus on theories and methods of political science.

Getting into it: Further studies in international law and international politics

In the second and third semester, students gain a deeper understanding of the two study fields. In political science, students take a course on European integration and choose further classes from the two modules “Political Systems” and “International Relations”. These classes focus on different study fields in the greater field of political science and thus offer the possibility to choose classes related to the students’ individual interests and study background.

The same applies for the law related classes. Here, students learn about key areas of international law by choosing from different classes such as international
environmental law, international law of the sea, or international humanitarian law. Additionally, students choose between the mandatory lectures on Advanced European Union law or advanced constitutional law (which focuses on the intersection of national and European law).

Getting out there: Practical applications and master’s thesis

Towards the end of the program, students may choose to do an internship in the work field of international law and/or politics. Additionally, they choose further classes in the fields of political science and international law. In the fourth semester, students develop and write their master’s thesis. Prior to or during the writing process, they present their ideas to other students and lecturers in the master forum. This gives every student the opportunity to discuss and reevaluate their master’s project before starting and continuing the thesis.

After having received the master’s degree in international politics and international law, students can use their interdisciplinary background to pursue a career in many different work fields.

To illustrate the different professional opportunities that the degree provides, we have asked two alumni to describe their experience:

Eva Lannert (Research Assistant, Federal Parliament of Germany/“Bundestag”, PhD Candidate at the Institute)

The Master’s programme in International Politics and International Law (IPIR) at Kiel University is open to both, lawyers who have completed their first law degree and to those who have obtained a Bachelor’s degree in political science. It is an integral part of the programme’s design to adopt new perspectives and to practice the science of the other discipline while widening one’s own horizon.

My motivation for choosing this Master’s programme was primarily rooted in this interdisciplinarity: In my Bachelor’s degree I had studied social sciences (politics, sociology and media studies) in Düsseldorf, and for my Master’s degree I now wanted to focus on international politics. An understanding of international and European law thus seemed useful in order to better understand international politics and to develop a more substantiated basis for my argumentation. Right at the welcome event it became obvious that the IPIR programme’s structure is unique: The majority of the students who were starting with me had a degree in political science and had moved from all across Germany to now study this particular combination of both disciplines in Kiel.

Lectures and seminars on European and international law offered by the Walther Schücking Institute significantly improved my political understanding over the next few years. Indeed, like many others in my year, I was gripped by a genuine enthusiasm for international law. In the end, I even wrote a legal analysis (of climate change as an issue in the UN Security Council) for my Master’s thesis. Lectures on international human rights law, international humanitarian law, international environmental law, international criminal law or European law (among others) as well as the biweekly lunchtime lecture “Völkerrechtliche Tagesthemen” (“Current Events in International Law”) at the WSI taught me legal thinking and jurisprudential work using current global challenges as examples. My lectures at the Faculty of Law and those at the Department of Political Science complemented each other to the effect that I was able to analyse a political situation from different angles.
During my studies I also had the opportunity to add practical experience to my theoretical knowledge. I interned in the Justice Department of the State Representation of North Rhine-Westphalia to the EU in Brussels and in the Policy Planning Unit of the German Foreign Office. After having finished my degree the IPIR profile helped me to obtain a traineeship at the European Court of Justice in Luxembourg. I currently work as a research assistant in a Member of Parliament’s office in the German Bundestag where I am responsible for the MP’s work in the Legal Affairs Committee. Although fully qualified lawyers are preferred for many jobs in the political sphere – sometimes with good reason – and many jobs are not offered to IPIR graduates, in my experience the IPIR degree does open many new doors. The fact that politics and law are equal parts of the IPIR Master’s degree results in an unusual applicant profile. In addition to this, my international law background also enables an easier understanding of other areas of law and that it actually helps me, for instance, in my daily work on private law issues in the Legal Affairs Committee.

The focus of my professional interest, however, remains on international law and I started a doctorate in international humanitarian law at the WSI. The subject matter, the supervision, the availability of the oldest and largest specialized library for international law and the pleasure I draw from researching and writing thus continue to drive me to the usually rainy but beautiful Kiel. This is another distinguished feature of the WSI’s IPIR programme: it enables a political scientist to pursue a doctorate at the Faculty of Law.

Michael Bayerlein (Research Associate, Stiftung Wissenschaft und Politik Kiel)

When I chose my Master's programme in 2015, after completing my Bachelor's degree in Political Science, it was particularly important for me to deepen my knowledge in the areas of ‘European Integration’ and ‘International Relations’. During my Bachelor’s degree, I already noticed that many political science questions also contained legal components, which were sometimes only insufficiently illuminated in the study of political science. For example, an investigation of the international community’s options for action in light of the human rights violations in the Syrian civil war must inevitably also take into account the United Nations Charter and the Geneva Conventions as core elements of international humanitarian law. Likewise, the interaction of EU institutions cannot be illuminated and understood in isolation from EU law.

The programme ‘International Politics and International Law’ offered me the special link between political science and international law/European law that I was looking for. Within the framework of this programme, I was able to further expand my knowledge of political science, acquire new knowledge from subareas of law and write research papers at the interface of these two fields. The programme made it possible to set strong individual emphases and to specialise in certain areas. Based on my own interests, I therefore placed a focus on courses on ‘European Integration’ and ‘EU Law’. The combination of political science and law accompanied me beyond my studies and played an important role in my subsequent doctorate in political science, in which I continued to deal with the topics of European integration, among other things. In addition, my training in legal methods has also had a lasting influence on the way I work.

Following my doctorate, I took up a position as a research associate at the Stiftung Wissenschaft und Politik (SWP) in the area of European health governance. The job profile here was explicitly tailored to the nexus of political science and European law, so the IPIR programme – together with my individual focus – put me in an ideal position to apply. Furthermore, I can continue to benefit from the knowledge acquired in the IPIR Master’s programme in my substantive work. This is especially the case since my work focuses on the analysis of political processes and the development of options for action for decision-makers, which, on the other hand, must always be considered in the light of applicable European law and developed in accordance with it.

I can therefore highly recommend the IPIR Master’s programme, especially to students who want to pursue a politically related profession with an international connection after completing their studies. The synergy of political science and international law continues to be a unique selling point, which can also be of enormous importance in later professional contexts such as applications for stays abroad, internships and parttime jobs and opens up numerous and exciting career prospects for students. In any case, my academic and professional path has been sustainably and very positively influenced by the IPIR programme.

Many thanks to Prof. Dr. Wilhelm Knelangen, his student assistant, Eva Lannert and Michael Bayerlein for providing the main texts for this section.
Professors

Professor/innen

Prof. Dr. Andreas von Arnauld: Professor for Public Law, particularly Public International Law and EU law ("W3-Professur für Öffentliches Recht mit Schwerpunkt Völkerrecht und Europarecht")

Prof. Dr. Kerstin von der Decken: Professor for Public Law, particularly Public International Law, EU law and General Theory of the State ("W3-Professur für Öffentliches Recht mit Schwerpunkt Völkerrecht, Europarecht und Allgemeine Staatslehre") (until 29 June 2022)

Prof. Dr. Nele Matz-Lück, LL.M.: Professor for Public Law, particularly Public International Law with a special focus on the Law of the Sea ("W3-Professur für Öffentliches Recht mit dem Schwerpunkt Völkerrecht, insbesondere Seerecht"), Managing Director of the Institute

Prof. Dr. Uwe Jenisch: Honorary Professor for the Law of the Sea (Honorarprofessur für Seerecht)

PD Dr. Christian Marxsen: Visiting Professor, Fall Semester 2022/2023 (Lehrstuhlvertretung im Wintersemester 2022/2023)
Research Associates

Dr. Shamsaldin AlHajjij, J.S.D., LL.M. . . . . . . . Project Researcher „ShipTRASE“
Henning Büttner . . . . . . . . . . . . . . . . . . . with Prof. Dr. Andreas von Arnauld
Dr. Tony Cabus . . . . . . . . . . . . . . . . . . . with Prof. Dr. Nele Matz-Lück, LL.M.
Dr. Kenneth Chan. . . . . . . . . . . . . . . . . . . . . Managing Editor GYIL
Liv Christiansen . . . . . . . . . . . . . . . . . . . with Prof. Dr. Nele Matz-Lück, LL.M.
Dr. Erik van Doorn, LL.M. . . . . . . . . . . . . . Lecturer („Mitarbeiter mit überwiegender Tätigkeit in der Lehre“)
Nicole Herold . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Nele Matz-Lück, LL.M.
Nikolaus Koch. . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Kerstin von der Decken – until June 2022
Dr. Stefan Martini . . . . . . . . . . . . . . . . . . with Prof. Dr. Andreas von Arnauld
Cora Masche . . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Nele Matz-Lück, LL.M.
Dr. Colin von Negenborn . . . . . . . . . . . . . with Prof. Dr. Nele Matz-Lück, LL.M. – until October 2022
Moritz Rhades . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. von der Decken/PD Christian Marxsen, LL.M.
Eva Sinemus, LL.M. . . . . . . . . . . . . . . . . . . with Prof. Dr. Nele Matz-Lück, LL.M.
Dr. Tina Roeder . . . . . . . . . . . . . . . . . . . . Assistant to the Managing Director, IT-Officer
Felix Telschow . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Kerstin von der Decken/ PD Christian Marxsen, LL.M.
Dilek Türközü . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. von der Decken - until 29 June 2022, since then with Prof. Dr. Nele Matz-Lück, LL.M.

Student Assistants

Dennis Becker . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Nele Matz-Lück, LL.M. – until October 2022
Lea Mareike Broekmann . . . . . . . . . . . . . . . . with Prof. Dr. Andreas von Arnauld
Leo Damerau . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Nele Matz-Lück, LL.M.
Debora Gervink. . . . . . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Kerstin von der Decken – until October 2022
Till Günther . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Nele Matz-Lück, LL.M.
Alea Kobbe . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Andreas von Arnauld
Alena Kunstreich . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Nele Matz-Lück, LL.M. – until March 2022
Farnam Mofakhami . . . . . . . . . . . . . . . . . . . with Prof. Dr. Nele Matz-Lück (GYIL)
Slaviana Peeva . . . . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Nele Matz-Lück, LL.M. – until March 2022
Fabian Richter . . . . . . . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Andreas von Arnauld
Lilo Rösch . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Nele Matz-Lück, LL.M.
Albert Schlosser . . . . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Kerstin von der Decken – until October 2022, since then with Prof. Dr. Nele Matz-Lück LL.M.” (GYIL)
Valerie Straub. . . . . . . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Kerstin von der Decken – until October 2022, since then with Prof. Dr. Nele Matz-Lück LL.M.” (GYIL)
Nic Ströhnsch . . . . . . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Andreas von Arnauld (IT)
Leo Ubben . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . (Website)
Pia Ulrich . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . with Prof. Dr. Kerstin von der Decken – until October 2022
James Young . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . (GYIL) – until April 2022
Secretariats

Petra Gnadt ........................................ Secretariat for the Chair of Prof. Dr. Nele Matz-Lück, LL.M.
Maita Jensen ........................................ Secretariat for the Chair of Prof. Dr. Kerstin von der Decken/
                                            PD Dr. Christian Marxsen, LL.M.
Carmen Thies ........................................ Secretariat for the Chair of Prof. Dr. Andreas von Arnauld/ERASMUS/
                                            LL.M./International Affairs
Sylvia Weidenhöfer ................................. General Secretariat („Allgemeines Geschäftszimmer“)

Library

Henrike Götz ........................................ Library Assistant („Bibliotheksassistentin“)
Christine Junga ..................................... Certified Librarian („Diplom-Bibliothekarin“)
Sandra Kindinger ................................. Library Assistant („Bibliotheksassistentin“)
Jana Kostorz ......................................... Certified Librarian („Diplom-Bibliothekarin“)

Members (including dogs) of the Institute in 2021
Memberships

Memberships in scientific organisations

<table>
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<th>Professors</th>
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<td>Deutsche Gesellschaft für Internationales Recht, ......................................... Prof. Dr. Andreas von Arnauld</td>
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<td>European Society of International Law, Gesellschaft zur Förderung von Forschung und Lehre am Walther-Schücking-Institut, Vereinigung der Deutschen Staatsrechtslehrer</td>
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<td>Akademie der Wissenschaften in Hamburg, ......................................................... Prof. Dr. Kerstin von der Decken</td>
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<td>Deutsche Gesellschaft für Internationales Recht, Deutsche Gesellschaft für die Vereinten Nationen, Deutscher Hochschulverband, European Society of International Law, Gesellschaft zur Förderung von Forschung und Lehre am Walther-Schücking-Institut, International Law Association, Juristen Alumni Trier, Société française pour le droit international, Vereinigung der Deutschen Staatsrechtslehrer</td>
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<td>American Society of International Law, ............................................................. Prof. Dr. Nele Matz-Lück, LL.M.</td>
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<td>American Society of International Law ............................................................... Prof. Dr. Uwe Jenisch</td>
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Professors

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<td>Centre for International Sustainable Development Law, Legal Research Group . . . Dr. Shamsaldin AlHajjij, J.S.D., LL.M.</td>
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<td>International Law Studies Association ............................................................. Dr. Tony Cabus</td>
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<td>European Society of International Law ............................................................. Dr. Kenneth Chan</td>
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<td>Junge Wissenschaft im Öffentlichen Recht ......................................................... Liv Christiansen</td>
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<td>SOLAS (Surface Ocean Lower Atmosphere Study) Steering Committee, ............... Dr. Erik van Doorn, LL.M.</td>
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| EnJust-Netzwerk, Gesellschaft zur Förderung von Forschung und Lehre am Walther-Schücking-Institut |}

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<td>Gesellschaft zur Förderung von Forschung und Lehre am Walther-Schücking-Institut, International Society of Public Law (General Secretary/German Chapter), Junge Wissenschaft im Öffentlichen Recht (Chairman until Juli 2022),</td>
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<tr>
<td>Kiel Marine Science, EnJust-Netzwerk, ............................................................. Dr. Colin von Negenborn</td>
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<td>Stiftung für die Rechte zukünftiger Generationen</td>
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| Gesellschaft zur Förderung von Forschung und Lehre am Walther-Schücking-Institut |}

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<td>European Network for Law and Literature ........................................................ Dr. Tina Roeder</td>
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<td>Junge Wissenschaft im Öffentlichen Recht ........................................................ Felix Telschow</td>
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Other offices and memberships

Member, Public International Law Advisory Board, Federal Ministry. Prof. Dr. Andreas von Arnauld
of Foreign Affairs,
Board Member, Deutsche Stiftung Friedensforschung,
Board Member, Ludwig-Quidde-Stiftung,
Member, Rat der Deutschen Gesellschaft für Internationales Recht,
Contact Professor („Vertrauensdozent“), Studienstiftung des deutschen Volkes,
Member, Scientific Advisory Board, Journal „Diegesis. E-Journal für Erzähltheorie“,
Member, Advisory Board ICON-S Chapter Germany

Member, German UNESCO-Commission (until July 2022), Prof. Dr. Kerstin von der Decken
Member, Working Group „Archäologisches Kulturerbe“ of
Leopoldina – Nationale Akademie der Wissenschaften
(fields „Illegale Archäologie“ and „Notfallvorsorge“) (until July 2022),
Research Fellow, Europa-Kolleg, Hamburg, (until July 2022),
Committee Member, „100 Jahre Volksab-stimmungen 2020“ der
Landesregierung Schleswig-Holstein,
Member, International Peer Review Panel in the Scientific Fields of Political
Science and Legal Science of the Independent Research Fund Denmark“,
(until July 2022),
Member, Corona Expert Advisory Group for the State of Schleswig-Holstein,
(2022),
Member, Scientific Advisory Board of the Journal, „Ordine Internazionale e
Diritti Umani“ (until July 2022)

Member, Constitutional Court of the State of Schleswig-Holstein, Prof. Dr. Nele Matz-Lück, LL.M.
Vice Chairperson, „Justizprüfungsamt für die staatliche Pflichtfachprüfung
bei dem Schleswig-Holsteinischen Oberlandesgericht in Schleswig“, Inclusion in the list of arbitrators for disputes under the Protocol on
Environmental Protection to the Antarctic Treaty,
Inclusion in the list of arbitrators and mediators under Annex V and VII of the
United Nations Convention on the Law of the Sea (October 2017 for the
duration of five years),
Member, Scientific Advisory Board, Brazilian Yearbook of Law of the Sea

Member, Deutsches Maritimes Institut, Prof. Dr. Uwe Jenisch
Member, Maritimes Forum Kiel

Coordinator, Ocean Justice Research Training Group in Progress
Coordinator, Crosscutting Theme „Environmental risk assessment and policy… Dr. Erik van Doorn, LL.M.
recommendations“, second phase of the Joint Program Initiative Healthy and
Productive Seas and Oceans on Ecological Aspects of Deep-Sea Mining
(JPI-O Mining Impact 2)
Member, Scientific Advisory Board, Journal „Zeitschrift für Öffentliches Recht“, ... Dr. Stefan Martini
Member, Scientific Advisory Board, “Goettingen Journal of International Law”,
Member, Editorial Board, JuWissBlog
Secretary General, ICON-S Chapter Germany

Member, district executive (‘Kreisvorstand’) FDP Kiel (until November 2022) ... Dr. Moritz von Rochow
Member, local advisory council (‘Ortsbeirat’) Holtenau (until October 2022),
Member, Board of Trustees (‘Kuratoriumsmitglied’), Holsteiner Studienpreis,
Deutsch-Nordische Juristenvereinigung,
Deutscher Anwaltverein,
Bucerius Alumni e.V.

Reporter, Oxford Reports on International Law in Domestic Courts ............... Felix Telschow

Research Affiliate, Refugee Law Initiative, University of London ................. Dilek Türköüz

Awards and Prizes

Cora Masche ......................... Diploma in Public International Law,
                           Hague Academy of International Law 2022
What is the topic of your PhD?

My PhD topic is "Protection of Civilians in UN Peacekeeping Operations in Africa". This topic developed out of a long process of refining a narrow research question in the area of peace and security. The key analytical question that forms the basis of the research was not set in stone from the beginning but evolves and continues to do so as the research progresses. In the nascent stages of the research we worked closely with my supervisor Prof. Dr. von der Decken to find a specific and narrow entry point. I recall when I first shared my research ideas with her, the concept note was on interventions by the UN Security Council to halt grievous human rights violations amounting to atrocity crimes. Consequently, formulation of the research question that informs the topic is not a straight forward journey but a winding one, with many learning twists and curves leading to an eventual workable, relevant and clear path.

My viewpoint of what constitutes peace, justice and security is cross cutting and partially informed by third world approaches to international law. It is an interesting plane to reflect on and draws attention to the need of creating a diversity of voices especially from the global South which is an epistemology locale that has a paradoxical relationship with international law and its institutions. It advances the notion of peace, justice and security for all, and not just for a preserved few! The United Nations Security Council is the most powerful organ of the UN and with expansive power comes great responsibility. It should exercise its powers not just for geopolitical interests but also to take robust measures to protect civilians affected by armed conflict. In any case the occurrence of a full blown inter or intra State armed conflict is a failure of duty to maintain international peace and security. Civilians who have to bear the brunt of these conflicts should be effectively protected and their interests given priority.

Why did you decide to pursue a PhD at the WSI?

In both the under and postgraduate levels, I have studied law. I find academia and research appealing, it is in tune with my passion in the legal profession. Therefore, pursuing a PhD was the natural course of my professional trajectory. I am so grateful to be finally here at the WSI doing just that. Obviously, the excellence associated with Germany as a country in terms of its industrial and research outputs, makes it an attractive research destination. Coming from an English speaking country it could have been easier to pursue opportunities abroad in other English speaking countries. But I wanted a change, experience a civil legal system, learn a new language and culture. In Kenya, I used to watch a lot of DW news and programmes and suspect this also was an influencing factor. More important is that Germany is such a research and student friendly country, it has many research programmes and funding opportunities. This makes it a magnet for budding researchers like myself. Thanks to the DAAD and the Kenyan government funding programme that finances my PhD research studies, I am here at WSI pursuing my PhD.
I am really happy to be at the WSI. For starters, it is one of the highly reputable institutes of international law with large volumes and collections of international legal texts and records. Arguably, the oldest institute of its kind in the world and hence it was one of my first choices. I feel privileged to do my research at the WSI and have all its resources available for my use. Once I settled on the WSI, I looked at the research profiles of the professors and Prof. Dr. von der Decken's research was more inclined to my research interests. I was over the moon when she accepted to supervise my research. Overall it is such an enriching experience. Sometimes our dreams do come true! Don't they?

How is your life in Kiel different from Kenya?

I am a middle aged mother of two. As I arrived in Kiel, my children initially remained back home in Kenya. It was a difficult time for me, being separated from them. I had a lot of mother’s guilt to deal with. Fortunately, my children joined me this year in Kiel and I was overjoyed. Now I miss my extended family and the many social interactions we had together. In Kiel many people are a lot more secluded and private, although kind and friendly. I love it when we pass each other with a stranger in the morning and they greet me with a smile ‘Moin’ and how Germans say ‘Tschuss’ the ‘s’ is pulled for long.

What I do not miss is the hectic life I had in Nairobi and the long commutes to work. I used to work for long hours and was on the road a lot. I equally felt burdened with a lot of responsibilities. This makes Kiel so special for me, I love how laid back the town is. I have had the chance to travel to almost all the federal states and big cities in Germany, I enjoyed the bustle in Berlin, the energy in Cologne, the culture fest in Munich, but I enjoy best the peace and tranquillity in Kiel. Furthermore, it is admirable how Germans have a work-life balance.

I am highly adaptable so I was easily able to thrive in Germany apart from missing my children. Nonetheless, I have to point out Kenya has far better food than Germany. We buy our food fresh from the market, most are organic and quite tasty. Here in Germany the food is in many cases frozen. What I find so strange is that even vegetables have an abnormally long shelf life. I was surprised that a tomato was able to survive for six weeks before it can start decaying, I wonder if this is part of German technology.

Eventually, I plan to return to Kenya as the saying goes ‘east, west home is the best’ but remain open to all constructive possibilities that life brings my way.
Prof. Dr. Knut Ipsen (1935-2022): Remembering a notable alumnus

Knut Ipsen was born in Hamburg just before the war, in 1935. He was a proud “Hanseat” – he mentioned his northern German origins frequently, and one could also detect a small dialect in his spoken German. He studied law in Kiel and also earned his legal doctorate in 1967 and his habilitation in 1972 in Kiel. He also held his first substitute chair (“Lehrstuhlvertretung”) in Kiel. Knut Ipsen remained at all times closely associated with the Kiel University and the Institute for International Law, which in the meantime has been renamed to Walther-Schücking-Institute. In 1974, he was appointed to a chair at Ruhr University Bochum (RUB) which he held for more than two decades. In 1988, he founded the Institute for International Law of Peace and Humanitarian Law (IFHV in its German acronym). From 1979 to 1989, Knut Ipsen led the RUB as rector for ten years – longer than any other rector before and after him, until today.

In the year 2022, Germany saw the passing of one its most respected international lawyers of his generation. On March 17, 2022, Professor Dr. Dr. h.c. mult. Knut Ipsen died at the age of 86. As an academic and a university manager of first class, he had an exceptional career. His passion was the international law of peace and armed conflict.

Guests of the Institute

Shen-Way Chong visited the Institute in November/December 2022: Currently striving to qualify as a barrister, I was admitted to the Bar of England and Wales in March 2023. Through the traineeship programme of The European Law Students’ Association, I was offered a research internship at the Institute. The spirit of unity and collegiality within the Institute stood out to me from the beginning, which helped me settle in quickly! Under the supervision of Dr Shams al-Hajjaji, whom I have learnt a lot from, my research focus straddled the broad domains of international environmental law and international public law.

My time with the Institute coincided with the festive period. I frequently found myself roaming the Christmas markets on the streets of Kiel, sipping Gluhwein and consuming local delicacies such as Bratwurst, Mutzen and Fruchtspieße. The combination of a vibrant social life and a supportive professional environment has certainly left an indelible mark on my month-long stint at the Institute.

Shen-Way Chong
His work in the field of international humanitarian law is unparalleled in Germany. His academic students include professors such Prof. Dr. Volker Epping (Rector of the University of Hanover), Professor Dr. Wolff Heintschel von Heinegg (Viadrina University Frankfurt/Oder) and Prof. Dr. Hans-Joachim Heintze (Ruhr University Bochum) as well as internationally recognized practitioners of international humanitarian law such as Dr. Heike Spieker (German Red Cross), Dr. Sascha Lüder (German Red Cross North Rhine–Westphalia) or Dr. Knut Dörmann (ICRC). “His” textbook on international law, which was founded by Eberhard Menzel in 1962 and has (also) carried Knut Ipsen’s name since its 2nd edition, is one of the most respected textbooks on international in Germany. It is also representative of Knut Ipsen’s broad expertise in international law. A member of the German delegation, Knut Ipsen negotiated the Additional Protocols to the Geneva Conventions and subsequently served as Federal Convention Commissioner (“Bundeskonventionsbeauftragter”) and then President of the German Red Cross.

Knut Ipsen always emphasized the need for interdisciplinary peace and conflict research. He was also eager to explore the practical significance of his own research. One notable example of combining theory and practice in this way is the IFHV’s involvement in the ICRC’s customary law study. On the occasion of the 30th anniversary of the institute in 2018, Knut Ipsen looked back in his keynote speech on the three decades of the institute’s work as his own legacy. In his speech, he emphasized once again the utmost importance of interdisciplinary research as well as the significance of IHL for legal and political practice. His concluding remark that today’s international security architecture deserves severe criticism – combined with the appeal that international lawyers must continue to show better ways of preventing warfare and protecting the peace – remains an important reminder for all of us international lawyers.

These recognitions in the field of the law of peace and armed conflict as well as a university manager testify to his extraordinary talent and commitment. While this obituary is not nearly detailed enough to do justice to all of his accomplishments, it can hopefully convey a sense of what made Knut Ipsen so special: his tireless commitment to scholarship, his quality as a bridgebuilder and leader, and his undisputed expertise in international humanitarian law.

The Ruhr University Bochum, and the IFHV in particular, will remember not only Knut Ipsen’s scientific achievements, but also his human qualities. His dedication and helpfulness, his open manner and his never-ending curiosity, remain unforgettable. Knut Ipsen always had an open ear for the ideas of the next generation of academics. For example, he was always available to give advice and support to the successful Jessup Moot Court teams from Bochum. Until the end, he enriched academic conferences, especially at his two alma matres in Kiel and Bochum, with insightful and important contributions to the discussions – on almost all questions of international law.

The IFHV has lost its founding director, the Ruhr University Bochum its former rector, the WSI has lost one of its most prominent alumni, the German Red Cross its former President – and international law in Germany has lost one of its greatest champions. We will all sorely miss him as a friendly advisor. The discipline to which Knut Ipsen devoted his life and work and which he helped to shape so decisively, the law of peace and armed conflict, is more important than ever as the ongoing Russian aggression against the Ukraine painfully emphasizes.

By Pierre Thielbörger.
**Participation in university self-governance (Beteiligung an universitärer Selbstverwaltung)**

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<td>Vice President of the University (“Vizepräsidentin der Universität”)</td>
<td>Prof. Dr. Nele Matz-Lück, LL.M.</td>
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<td>Dean of the Law Faculty (“Dekan der Rechtswissenschaftlichen Fakultät”)</td>
<td>Prof. Dr. Andreas von Arnauld (Vice-Dean/”Pro-Dekan” until July 2022)</td>
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<td>Faculty Convention („Fakultätskonvent“)</td>
<td>Dr. Moritz von Rochow (since July 2022)</td>
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<td>Cora Masche (deputy member, since July 2022)</td>
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<td>Academic Commission („Studienausschuss“)</td>
<td>Prof. Dr. Andreas von Arnauld;</td>
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<td>Prof. Dr. Kerstin von der Decken (until July 2022),</td>
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<td>Dr. Stefan Martini</td>
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<td>IPIR-Examination board („Fachprüfungsausschuss“)</td>
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<td>Felix Telschow (deputy member)</td>
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<td>University Staff Council („Personalrat der Universität“)</td>
<td>Carmen Thies</td>
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<td>Elger Stützer (deputy member)</td>
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<td>IPIR-Commissioner</td>
<td>Prof. Dr. Nele Matz-Lück, LL.M.</td>
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<td>Responsible Person for the study focus „Public International Law and EU law“ (Verantwortliche für den Schwerpunktbereich „Völker- und Europarecht“)</td>
<td>Prof. Dr. Nele Matz-Lück, LL.M.</td>
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<tr>
<td>Executive Board of the Graduate Centre</td>
<td>Prof. Dr. Kerstin von der Decken (deputy member, until July 2022)</td>
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<td>Security Commissioner of the Institute</td>
<td>Christine Junga,</td>
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<td>Elger Stützer</td>
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<tr>
<td>Deputy Contact Person for Disabled Persons („Stellvertreter des Vertrauensmanns für Schwerbehinderte“)</td>
<td>Elger Stützer</td>
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The research activities of the WSI are described in more detail below. Members of the Institute focus their research on international and European law in various ways: They publish academic texts, write and supervise dissertations, give academic lectures, organise conferences and participate in externally funded projects; finally, they engage in knowledge transfer by bringing research content to the wider public.
The institute`s publications

The “Publications of the Walther Schücking Institute for International Law” with their 203 volumes (as of 31 December 2022) go back to the series "From the Institute for International Law at Kiel University: Lectures and Individual Papers", the first volume of which appeared in 1918. The publication of international law periodicals can also be linked to the founding period of the Institute: From 1915 to 1926, Niemeyer’s Zeitschrift für internationales Recht was published at the Institute; in 1926, Walther Schücking joined the editorial board of the “Zeitschrift für Völkerrecht”, which was published from 1930 to 1937 “in conjunction” with the Institute. The “Jahrbuch für Internationales Recht” (until 1954 “Jahrbuch für internationales und ausländisches öffentliches Recht”), founded in 1947/48 by Hermann von Mangoldt and Rudolf von Laun, has been published at the Walther Schücking Institute since 1976 under the title “German Yearbook of International Law”.

German Yearbook of International Law

Silvia Behrendt/Amrei Müller: Do We Need to Protect the Entire World Population from Health Threats Through One Global Biomedical Surveillance and Response System? A Human Rights-Based Comment on the Proposed WHO Treaty on Pandemic Preparedness and Response

Focus: China and International Law
Kerstin von der Decken: Introduction

Björn Ahl: China's Perspectives on Public International Law: Selective Adaption of International Treaties and the Community of Common Destiny Concept


Sarah Biddulph: The Chinese Approach to Human Rights

Yuhong Zhao: The Chinese Approach to International Environmental Law

Moritz Rudolf: China’s Belt and Road Initiative (BRI) and Public International Law

Matthieu Burnay/Florian Couveinhes-Matsumoto: One Country, Two International Status? The Evolution of Hong Kong’s International Positioning from Western Imperialism to Chinese Authoritarianism

Walther Schücking Lecture:
Daniel McCarthy: Professor Simma’s Reflections on Dispute Resolution at the Peace Palace
General Articles
Julien Berger: The End of Intra-EU Investor-State Arbitration
Henning Goeke: Moria 2.0 – Systemic Human Rights Violation and the Chance of a Pilot Decision
Silvia Venier: The International Regime Governing Notification, Information-Sharing and Early Warning Applicable to Epidemic Outbreaks
Appolin Koagne Zouapet: Turning Fantasy into Inclusion ... Regional Approaches and Unity of International Law

German Practice
Helen Arling: The German Federal Constitutional Court’s Climate Decision and its Implications for International Law
Philip Eschenhagen: Germany’s Strategy for Promoting World Peace: Rule of Law, Locality, and the Berlin Process on Libya
Philip Nedelcu/Stefan Schäferling: The Act on Corporate Due Diligence Obligations in Supply Chains – An Examination of the German Approach to Business and Human Rights
Rico Neidinger: German Transparency and Anti-Corruption Regulations for Members of Parliament in the 19th Legislative Period (2017-2021) in Light of GRECO Evaluation
Hannah Sophie Strewe: Functional Immunity Before the Federal Court of Justice
Sara Wissmann/Julius Adler: Good Things Come to Those Who Wait? The Joint Reconciliation Declaration of Germany and Namibia for the Herero and Nama Genocide

Outstanding Theses
Andreas von Arnauld/Kerstin von der Decken/Nele Matz-Lück, Editors’ Note

Robert Böttner: The Constitutional Framework for Enhanced Cooperation in EU Law
Lisa-Marie Lührs: Protection from Transfers and Mutual Trust: The Protection of Fundamental and Human Rights in the Common European Asylum System
Lara Maria Panosch: The Human Right to Water in Investment Arbitration
Björn Schiffbauer: Formal Theory of Constitution. Foundation of a General Concept of Law and Constitution
Malte Symann: Protecting the Rule of Law Through European Budgetary Law: A Plea for a New Sanctions Mechanism
Hava Yurttagül: Whistleblower Protection by the Council of Europe, the European Court of Human Rights and the European Union: An Emerging Consensus
Marie-Christine Zeisberg: An International Law on Natural Resources for the 21st Century

Book Reviews
Christina Binder/Jane A. Hofbauer/Flávia Piovesan/Amaya Ubeda de Torres (eds.): Research Handbook on International Law and Social Rights (Stephanie Schiedermair)
Sigrid Boysen: Die postkoloniale Konstellation. Naturliche Ressourcen und das Völkerrecht der Moderne (Markus P. Beham)
Thomas Burri/Jamie Trinidad (eds.): The International Court of Justice and Decolonisation: New Directions from the Chagos Advisory Opinion (Kanad Bagghi)
Andrea Gattini/Rosana Garciandia/Philippa Webb (eds.): Human Dignity and International Law (Tina Roeder)
Sondre Torp Helmersen: The Application of Teaching by the International Court of Justice (Johann Ruben Leiss)
Giovanni Mantilla, Lawmaking Under Pressure: International Humanitarian Law and Internal Armed Conflict (Aldo Zammit Borda)
Daniel Peat: Comparative Reasoning in International Courts and Tribunals (Andreas Th. Müller)
Nicolás M. Perrone: Investment Treaties and the Legal Imagination: How Foreign Investors Play by Their Own Rule (Christian J. Tams)


Mehr noch: Über Verträge und Institutionen zum Menschenrechteschutz hilft es, die Lage vieler Menschen zu verbessern; internationale Organisationen sorgen für friedliche Kooperationen in vielen Weltregionen. Und auch wenn nationale Beteiligung die unter dem Pariser Klimaschutzübereinkommen zu definieren sind, weit hinter dem zurückbleiben, was klimapolitisch nötig wäre: Gerichte haben das in Paris vereinbarte 2°C-Ziel zum Anlass genommen, von Regierungen und Gesetzgebern eine ambitioniertere Klimapolitik einzufordern; weltweit verbinden sich Städte, um untereinander lokal ansetzende Maßnahmen zur effektiven CO2-Reduktion zu vereinbaren, wobei das Pariser Abkommen ihnen gegenüber
The United Nations Convention on the Law of the Sea follows a comprehensive approach and can be interpreted dynamically to include the regulation of all potential human uses of the ocean, but the law of the sea cannot be viewed in isolation from other fields of international law. International law does not resemble a hierarchically structured legal system; its different parts interact when different rules address the same activity or situation. The academic discussion concerning the specialization and proliferation of international legal rules and dispute settlement bodies has theoretical as well as practical relevance for the law of the sea and its interaction with other parts of international law. The intensified use of the oceans for different purposes and the ongoing proliferation of international rules addressing different activities from different perspectives and with distinct foci require a more thorough evaluation of how the law of the sea relates to other fields of international law, how the normative context can be approached theoretically and if interdisciplinary interfaces can be adequately addressed. This book discusses the normative context of the law of the sea and the interactions of the law of the sea with other legal regimes.

By connecting high-quality research with new ideas and perspectives, this book offers expertise from different fields and perspectives in which the interaction between the law of the sea and other fields of international law becomes particularly relevant.

Nele Matz-Lück, Øystein Jensen, Elise Johansen (eds.)

The Law of the Sea: Normative Context and Interactions with Other Legal Regimes

ISBN 9780367549145, 298 Pages
Phd Theses and Habilitaion Theses

Completed PhD projects

Kristin Kraabel: **Robust International Arrangements for the Conservation and Sustainable Use of Marine Biodiversity in Areas Beyond National Jurisdiction**
This dissertation investigates the robust institutional arrangements that will be needed to implement the treaty that is being negotiated under the auspices of the United Nations for an international legally binding instrument under the United Nations Convention on the Law of the Sea (UNCLOS) for the conservation and sustainable use of marine biological diversity of areas beyond national jurisdiction (BBNJ). If the negotiations are to conclude with a treaty that can meet its objective of ensuring the long-term conservation and sustainable use of BBNJ, the treaty must be built on an institutional foundation and architecture that is sufficiently robust to ensure its successful implementation.
This author has selected Elinor Ostrom's theoretical framework of polycentric governance as the relevant framework to examine how to build robust institutional arrangements for the BBNJ treaty. Ostrom identified the best practices of institutional arrangements that had achieved sustainable outcomes for common-pool resources in developing her theoretical framework for polycentric governance. Ostrom presented the institutions' best practices, or 'design principles', as those factors that contribute to the robustness of institutional arrangements. Given that Ostrom's framework is a study in robustness, it provides the means for this dissertation to answer the research question posed by this study regarding the robust institutional arrangements that will be needed for the implementation of the BBNJ treaty.
Focus is given in the analysis to Ostrom's eighth design principle for nested enterprises and the requirements for adaptive governance using a law of the sea example of nested governance.
The research question is answered by analyzing the three articles that comprise this article-based dissertation. The analysis renders recommendations for the building of robust institutional arrangements for the BBNJ treaty that would provide the legal authority for the implementation and operationalization of the treaty.
The thesis was supervised by Prof. Dr. Nele Matz-Lück, LL.M. and Prof. Dr. Alexander Proelss. The committee consisted of Dr. James Harrisson and Dr. Elisa Morgera. The oral defense took place on 6 April 2022.

Jan Stöhr: **Kohärente Entwicklungszusammenarbeit durch Recht: Das Für und Wider eines Gesetzes zur Steuerung der deutschen Entwicklungszusammenarbeit unter Berücksichtigung der Entwicklungsgesetze führender Geberstaaten**
(Consortial development cooperation through law: The pros and cons of a law to guide German development cooperation, taking into account the development laws of leading donor states)
This dissertation examines whether and in what form German development cooperation is guided by legal requirements. "Development law" is understood as a multi-level system that includes EU and international law in addition to national law.
In contrast to many other donor countries, Germany has not yet enacted a law to govern development cooperation. Therefore, the status quo of development law in Germany will be compared with the regulatory models of existing development laws in other donor countries and the question will be addressed as to whether the enactment of such a law is also desirable in Germany.
The dissertation project was supervised by Prof. Dr. Kerstin von der Decken; second examiner Prof. Dr. Nele Matz-Lück, LL.M. The oral defense took place on 2 May 2022 with Prof. Dr. Kerstin von der Decken, Prof. Dr. Florian Becker, LL.M. and Prof. Dr. Rudolf Meyer-Pritzl acting as examiners. The thesis will be published by Duncker & Humblot.
Katrin Kohoutek: Inhalt und Grenzen der Freiheit zur Verlegung von Seekabeln (Content and Limits of the Freedom to Lay Submarine Cables)

Submarine cables form the critical infrastructure for international communication and energy transport at sea. Despite their relevance, there is little research on the legal rules applicable to the laying and operation of submarine cables as well as the solution of conflicts with other uses of the sea. This work is the first comprehensive statement on the current law of the sea regarding the freedom to lay submarine cables.

At first the content of the freedom to lay submarine cables is characterized. Instead of focussing on the different maritime zones it is assumed that the freedom to lay submarine cables can be defined positively and uniformly in all maritime zones in which it applies. As states enjoy this freedom of the high seas, a mechanism is suggested how to allocate the privately laid and operated networks to states. The activities related to the laying and operation of submarine cables are analysed in order to determine to which extent they are encompassed by the freedom to lay submarine cables. This includes methods to protect submarine cables against natural and man-made damage.

Secondly the work positions the freedom to lay submarine cables in the system of different uses of the sea. To this end limits pertaining to specific maritime zones and general limits, that apply everywhere, are distinguished. It is suggested how user conflicts in the different maritime zones, e.g. the continental shelf, can be resolved by using the previously defined content of the freedom to lay submarine cables. Similarly it is presented how the freedom to lay submarine cables can be reconciled with more general requirements of the law of the sea, such as the duty to pay due regard to other uses or the obligation to protect the marine environment.

The dissertation project was supervised by Prof. Dr. Kerstin von der Decken; the second review was delivered by Prof. Dr. Nele Matz-Lück, LL.M. The oral defense took place on 21 July 2022 with Prof. Dr. Kerstin von der Decken; Prof. Dr. Andreas von Arnauld and Prof. Dr. Saskia Lettmaier acting as examiners. The thesis will be published in the Nomos-Series “Studies in International Law of the Sea and Maritime Law – Internationales Seerecht und Seehandelsrecht”.

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Regulation of Holy Places under International Law ........................................ Chatch Kamphet
Illegaler Handel mit Kulturgut – Die Einfuhrregelungen im ................................ Ruth Lecher
Kulturgutgeschutzgesetz (submitted)
Normative Perplexities and the Theory of Sources of International Law ............ Luis López Zamora
Food security and foreign investment in agriculture in Africa – Case study of ...... Wiem Mahmoud
Afro–Arab investments (Bi-national dissertation with the
Université Paris Descartes)
Der Schutz ausländischer archäologischer Kulturgüter durch das Kulturgut– ....... Yannick Neuhaus
Einfuhr- und Rückgaberegulierungen
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Conflicts in Eastern Africa: Assessing Interventions by the
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Cora Masche

Paradigmenwechsel im Staatsangehörigkeitsrecht? Der Verlust der Staatsangehörigkeit von Foreign Terrorist Fighters in Deutschland und Großbritannien

Leonie Pätzold

Blue Carbon: State obligations to enhance and restore marine ecosystems in light of the current law and ways forward

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Global Shipping: Linking Policy and Economics to Biogeochemical Cycling and Air-sea Interaction (ShipTRASE): Legal Aspects

Dr. Shamsaldin AlHajjij, J.S.D., LL.M.
Mentor: Prof. Dr. Nele Matz-Lück, LL.M.

Legal aspects of CDR options for the ASMASYS project

Dr. Tony Cabus
Mentor: Prof. Dr. Nele Matz-Lück, LL.M.

Nichtunionsbürger

Dr. Stefan Martini
Supervisor: Prof. Dr. Andreas von Arnauld

Der Staat in der globalisierten Wissensgesellschaft

Dr. Moritz von Rochow
Supervisor: Prof. Dr. Nele Matz-Lück, LL.M.
Publications

Publications

(Eds.) German Yearbook of International Law 64 (2021) ...................... Prof. Dr. Andreas von Arnauld / Prof. Dr. Kerstin von der Decken / Prof. Dr. Nele Matz-Lück, LL.M.

Völkerrecht, 5th edition 2023 (published Nov. 2022), C.F. Müller, Heidelberg.


Artikel 41 EMRK (Gerechte Entschädigung), in: Katharina Pabel / Stefanie Schmahl (eds.), Internationaler Kommentar zur Europäischen Menschenrechtskonvention, Loseblattsammlung, 30. Ergänzungslieferung, August 2022 (with Tobias Thienel).

Introduction (to the Section “China and Public International Law”), in: German Yearbook of International Law (GYIL) 64 (2021).

(Ed.) The Law of the Sea: Normative Context and Interactions with other . . . . . . . . Prof. Dr. Nele Matz-Lück, LL.M
Legal Regimes (with Øystein Jensen/Elise Johansen), Routledge


Art. XX lit. c) GATT, pp. 220-223, Art. XX lit. f) GATT, pp. 2245-250,
Art. XX lit. g) GATT, pp. 251-272, Art. XX lit. h) GATT, pp. 273-277,
Art. XX lit. i) GATT, pp. 278-281, Art. XX lit. j) GATT, pp. 282-287

§§ 83,84, in: Christian Burkiczak/Franz Wilhelm Dollinger/Frank Schorkopf (eds), Kommentar zum BVerfGG (2nd edition) Heidelberg: C.F. Müller, 2022, pp. 1178-1201

Publications

Tiefseebergbau als Beitrag zur „Green Economy“. Schiff & Hafen 2022, . . . . . . . . Prof. Dr. Uwe Jenisch Nr. 3, S. 44-47.


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<th>Publications</th>
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<tr>
<td>Judicial Accountability in Egypt: Convergence Between Western Laws and</td>
<td>Dr. Shamsaldin Alhajjaji,</td>
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<tr>
<td>Islamic Jurisprudence, Luxembourg University Press 2022.</td>
<td>PhD, JSD, LL.M.</td>
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<tr>
<td>Uncertainty in Law and Science: The International Legal Status of Scrubbers’</td>
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<tr>
<td>Wash Water, Ocean and Coastal Law Journal, University of Maine School</td>
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<td>of Law. vol 27.</td>
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<tr>
<td>The International Law of Protected Spaces and the Collapse of the.</td>
<td>Dr. Kenneth Chan</td>
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<tr>
<td>Ships passing in the night: the law of the sea and the human right to food</td>
<td>Dr. Erik van Doorn, LL.M.</td>
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<tr>
<td>in:</td>
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<tr>
<td>Nele Matz-Lück/Øystein Jensen/Elise Johansen (eds.), The Law of the Sea:</td>
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<tr>
<td>Normative Context and Interactions with other Legal Regimes (gemeinsam</td>
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<tr>
<td>mit Jens Theilen).</td>
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<tr>
<td>The global oceans regime: the law of the sea and beyond’ in: Paul G. Harris</td>
<td></td>
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<tr>
<td>(ed.), Routledge Handbook of Marine Governance and Global Environmental</td>
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<tr>
<td>Change, S. 17-27</td>
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<tr>
<td>Risk Assessment for Deep-Seabed Mining’ in: R. Sharma (ed.), Perspectives</td>
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<tr>
<td>on Deep-Sea Mining: Sustainability, Technology, Environmental Policy and</td>
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<tr>
<td>Management (with M. Haeckel, N. Mestre et al)</td>
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<tr>
<td>Roman Herzog und die Rechtssache X. und X. Begründungsmomente der Euro-</td>
<td>Dr. Stefan Martini</td>
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<td>päischen Grundrechte-Charta unter kulturwissenschaftlicher Beobachtung,</td>
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<tr>
<td>in: Sigrid Köhler/Matthias Schaffrick (eds.), Wie kommen die Rechte des</td>
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<tr>
<td>Menschen in die Welt? Zur Aushandlung und Vermittlung von Menschen-</td>
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<td>Verfassungsvergleichung als Autoritätsressource, in: Till Patrick Holterhus/</td>
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<tr>
<td>Fabian Michl (eds.), Die schwache Gewalt. Zur Behauptung judikativer</td>
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<td>Germany, in: Richard Albert/David Landau/Pietro Faragna/Šimon Drugda/</td>
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<tr>
<td>Rocío de Carolis (Hrsg.), 2021 Global Review of Constitutional Law, 2022,</td>
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<td>S. 138–143 (with Paulina Starski).</td>
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<tr>
<td>Didaktik des Schwerpunktbereichs, in: Julian Krüper (eds.), Rechtswissen-</td>
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<td>schaft Lehren – Handbuch der juristischen Fachdidaktik, Mohr Siebeck:</td>
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<td>Tübingen, 2022, S. 1120–1146.</td>
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<tr>
<td>Zum Status quo des europäischen Verwaltungsrechts, in: Jörg Philipp Terhechte</td>
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<tr>
<td>(ed.), Verwaltungsrecht der Europäischen Union – Zur Ausdifferenzierung</td>
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<td>und Globalisierung der europäischen Verwaltungsrechtsordnung, Nomos:</td>
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<td>Baden-Baden, 2. Aufl. 2022, § 2 – S. 95–139 (with Andreas von Arnould)</td>
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<tr>
<td>Dead Fish in the River Oder, völkerrechtsblog.org, 08.09.2022</td>
<td>Cora Masche</td>
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<tr>
<td>Ethic, Justice and Human Rights: Normative Considerations in marine.</td>
<td>Dr. Colin von Negenborn</td>
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<tr>
<td>environmental change in: P. Harris (ed.) Routledge Handbook of Marine</td>
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<td>Governance and Global Environmental Change, London: Routledge</td>
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<tr>
<td>pp. 299–312 (with Konrad Ott, Nele Matz-Lück)</td>
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</table>
Uluslararası Bir İnsan Hakı Olarak Gıda Hakı [Right to Food as an International Human Right], in: Mızikaci, Müberra (ed.), Dünyanın Elinde, Yeni İnsan Publishing, Istanbul, 2022, pp. 119-130. (in Turkish, with Agagündüz, Duygu)

Referendarexamensklausur Öffentliches Recht: Verfassungsrecht – Neue . . . . . . . . . . . . . . . . Dr. Moritz von Rochow

Bahnterrasse per Gesetz, JuS Probeexamen 3/2022, pp. 595-601

Der behördliche Umgang mit vernachlässigten Tierbeständen – ein praktischer Leitfaden, DVBL – Deutsches Verwaltungsblatt 3/2022, pp. 154-160 (with Andreas Schlüsske)


Tunneling the Baltic – An appendix of sovereignty? German Yearbook of International Law vol. 63 2020, Duncker & Humblot, pp. 759 – 772

Wer Whistleblower nicht schützt, muss haften: Die Whistleblower-Richtlinie wirkt nun unmittelbar und begründet Haftungsansprüche gegen die Bundesrepublik, Verfassungsblog.de, 2022/1/11,

Das Satellitenzeitalter schleift den Datenschutz, Libra, 07.06.2022, libra-rechtsbriefing.de

The Prohibition of Abusing a Dominant Position as a General Principle of International Law: Russia’s Biggest Honeypot in Ukraine, OpinioIuris, 13.05.2022

Umweltschutz durch Menschenrechte?, Nachhaltigkeitsrecht 2022 (Heft 2), . . . . Moritz Rhades 251 (Veranstaltungsbericht)

Cologne-based company v Iran, Decision of the Federal Constitutional Court . . . . Felix Telschow in norm verification procedure, 2 BvM 1/62, BVerfGE 16, 27, ILDC 3307 (DE 1963), Oxford Reports on International Law in Domestic Courts, Oxford University Press 2022
## Lectures, public appearances and media presence

### Lectures and public appearances

| Directors | Völkerrechtliche Fragen zum Krieg in der Ukraine, panel discussion, lecture. | Prof. Dr. Andreas von Arnauld  
series „Völkerrechtlichen Tagesthemen“, Walther-Schücking-Institut,  
7 March (Zoom). |
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<td>Directors</td>
<td>Der Angriffskrieg auf die Ukraine und die Reaktionen des Westens: Völkerrechtliche und privatrechtliche/kollisionsrechtliche Fragen, DGiR expert panel discussion, co-organisation, co-moderation, 31 March (Zoom).</td>
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„Die Unionsbürgerschaft tritt zur nationalen Staatsbürgerschaft hinzu…“: Auswirkungen der Unionsbürgerschaft auf die nationale Staatsbürgerschaft presentation, Gut Knoop, Symposium „Der einzelne Akteur im demokratischen Rechtsstaat“ in honour of Edzard Schmidt-Jortzig’s 80th birthday, 13 May.  
Völkerrechtliche Fragen zum Krieg in der Ukraine, panel discussion, lecture series „Völkerrechtlichen Tagesthemen“, Walther-Schücking-Institut, 7 March (Zoom).  
Expert hearing in the State Parliament of Schleswig-Holstein, „Rechtsfragen im Rahmen der Bekämpfung der Corona-Pandemie“, 14 February (online). |
| Directors | Plenary Panel on “The Role of Courts and Law in Climate Change”, ICON-S.  
Presentation “Wem gehört das Meer?” on world oceans as part of the project “Forschungsbörse“, Christliche Schule Kiel, 26 September  
Presentation, ”Marine Scientific Research (MSR) in Disputed Areas: Conditions for Joint Scientific Programmes”, 9th Ocean Dialogue, Marine scientific research: Confidence building and environment sustainability, 5 October (online). |
| Directors | Lectures and Public Appearances Honorary Professor  
Die Deutschen und das Meer, Hans-Kock-Stiftung in Kiel-Schilksee,  
11 September.  
Die maritime Dimension des russisch-ukrainischen Krieges, Akademie Sankelmark, 19 October.  
Tiefseebergbau und green economy, Nautischer Verein zu Bremen,  
15 November. |
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<tr>
<td>Legal Analysis of Alternative Fuels: The Divergence Between IMO, the Green Deal, and the European Climate law, Oceans of Conflicts and Climate Change: In Search of Pathways for Sustainable and Equitable Ocean and Coasts, Ocean Science Meeting, Honolulu, USA, 01 March.</td>
<td>Dr. Shamsaldin AlHajjij, J.S.D., LL.M.</td>
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<td>European Climate Law and Shipping Industry, British University in Dubai, Dubai, United Arab Emirates, 20 June.</td>
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<td>The Legal Framework of Scrubbers: Comparative Law Approach, Suitability Research and Innovation Congress, Pretoria, South Africa, 20 June.</td>
<td>Dr. Tony Cabus</td>
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<td>Manipulation Game: The Judicial Alliance with the Political Regime in Egypt, State and Government in Egypt: Nature of the Political System and its Determinants Since 2013, Arab Center for Research and Policy Studies, Doha Institute For Graduate Studies, Doha, Qatar, 24 June.</td>
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<tr>
<td>Uncertainty in Law and Science: The International Legal Status of Scrubbers’ Wash Water, The Japan Chapter of the Asian Society of International Law, The 13th Annual Conference, Yokohama National University, Yokohama, Japan, 09 July.</td>
<td>Dr. Kenneth Chan</td>
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<td>Interferences in a smaller world, is international law up to the task?, International Law Studies Association annual conference, 28 March 2022.</td>
<td>Dr. Tony Cabus</td>
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<td>Due Diligence and the High Seas, presentation in the “Völkerrechtliche Tagesthemen”, 14 December.</td>
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<tr>
<td>International Law as Resistance: Considering the Implications of Territorial Concessions in Ukraine, paper presentation at the conference: War and Peace in the 21st Century: The Lifecycle of Modern Armed Conflict, National University of Public Service, Budapest, Hungary, 23 September.</td>
<td>Dr. Kenneth Chan</td>
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<tr>
<td>Law and governance: Integrating Nature-based Solutions activities into a multi-regulatory governance system, presentation at A Safe Ocean in Santiago de Chile, Chile, 6 April.</td>
<td>Dr. Erik van Doorn, LL.M.</td>
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<td>Convener, discussion session Q&amp;A session on possible improvements for the international &amp; regional regulation of ocean observing at the EuroSea Annual Meeting in Cádiz, Spain (with Paula Fernandes Velo-so), 11 May.</td>
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<td>Ocean Governance, presentation at KielMUN, Kiel, 28 May.</td>
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<td>Sustainability Governance for the Ocean &amp; Atmosphere - Perspectives from Policy &amp; Law’ at the Virtual Training Program for Sustainable Oceans 2022 in Xiamen, China, 29 June.</td>
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Presentation on SOLAS (Surface Ocean – Lower Atmosphere Study research project) in the side event Future Earth’s marine networks at the United Nations Ocean Conference in Lisbon, Portugal, 30 June.

Implications of the Common Heritage Principle for the Equitable Management of Shared Fish Stocks, presentation at the Equity Perspectives on Global Ocean Law and Governance Conference in Hamburg, Germany, 7 September.

Convener, discussion session ‘UN Decade of Ocean Science Proposal: Aerosol Exchange with Marine Ecosystems’ at the SOLAS (Surface Ocean – Lower Atmosphere Study) Open Science Conference at the University of Cape Town in Cape Town, South Africa (with Douglas Hamilton, Cecile Guieu & Morgane Perron), 26 September.

Convener, discussion session ‘SOLAS Science & Society: building upon past achievements & future possibilities’ at the SOLAS (Surface Ocean – Lower Atmosphere Study) Open Science Conference at the University of Cape Town in Cape Town, South Africa (with Christa Marandino), 26 September.

Convener, discussion session ‘Crosswinds in Safe Landing Climates’ at the SOLAS (Surface Ocean – Lower Atmosphere Study) Open Science Conference at the University of Cape Town in Cape Town, South Africa (with Lisa Miller & Neil Harris), 28 September.

ITLOS Case 28 Mauritius / Maldives, presentation at the Bundesverband Sicherheitspolitik an Hochschulen Kiel, 12 October.


Are there “gaps” in the LOSC? On the fabric of the modern law of the sea after 40 years’ at the Filling the legal toolbox for working towards ocean sustainability: UN-CLOS, UNCLOS 2.0 and / or what else? Workshop at the Ministry of Foreign Affairs in The Hague, the Netherlands, 18 November.

International legal framework for ocean observing’ at the 3rd EuroSea Anniversary Webinar, 24 November.


Principles in international law – concerning a correlation between the structure.. Cora Masche and source of international legal norms, Doctoral Networking Sessions, Summer Course in Public International Law, Hague Academy of International Law, 13 July.

Rules, Principles and the Formal Sources of International Law, Lauterpacht Centre Visiting Fellows’ Workshop, University of Cambridge, 25 May.


A balancing act: Secession in international law through the eyes of principles theory, Emerging Scholars Workshop on De Facto States, University of Tartu, 8 January.
Der Krieg in der Ukraine und das Völkerrecht, 27 April and 06 May, Kiel und . . . . . . Dr. Moritz von Rochow 
26 September, Warendorf.
Die Völker- und Verfassungsrechtlichen Grundlagen der Auslandseinsätze der Bundeswehr, Unteroffizierschule der Luftwaffe, Appen

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<th>The Institute’s Media Presence Directors</th>
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<tr>
<td>Expert, AFP-fact check: „Nein, der Ukraine-Besuch der deutschen Außen- . . . . . . . Prof. Dr. Andreas von Arnauld ministerin versteiß nicht gegen das Minsker Abkommen“ (10.2.2022 / VÖ 21.2.2022)</td>
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<tr>
<td>Eskalation in der Ukraine: Jeder Staat ist zu Sanktionen berechtigt, in: Börsen-Zeitung, 23.2.2022, p. 7</td>
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<tr>
<td>Interview, Auf Kriegsfuß mit dem Völkerrecht, Unizeit Nr. 111 v. 5.8.2022, p. 1</td>
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<tr>
<td>Expert, Deutsche Welle: „Kriegsgefangene aus dem Asow-Stahlwerk: Droht ihnen in Russland die Todesstrafe?“ (18.5.2022 / VÖ 19.5.2022)</td>
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<td>Interview, deutsche presse agentur zur „Durchfahrt von Kriegsschiffen zum . . . . . . Prof. Dr. Kerstin von der Decken Schwarzen Meer auf der Basis des Vertrags von Montreux“, 01.03.2022</td>
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<tr>
<td>Interview, Schleswiger Nachrichten zur Corona-Lage, broadcast on 09.03.2022, Seite SH 2</td>
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<tr>
<td>Radiointerview, Bayerischer Rundfunk, „Kriegsverbrechen in der Ukraine“, broadcast 31.03.2022 on BR2 and on 03.04.2022 on BR 24, available at <a href="https://www.br.de/radio/br24/programmkalender/ausstrahlung-2819112.html">https://www.br.de/radio/br24/programmkalender/ausstrahlung-2819112.html</a> and as a podcast at <a href="https://www.br.de/mediathek/podcast/politik-und">https://www.br.de/mediathek/podcast/politik-und</a> hintergrund/475. Written version available at <a href="https://www.br.de/nachrichten/deutschland-welt/was-sind-kriegsverbrechen-und-wie-werden-sie-verfolgt">https://www.br.de/nachrichten/deutschland-welt/was-sind-kriegsverbrechen-und-wie-werden-sie-verfolgt</a>, T1eirOX</td>
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</table>
Background Information for Tagesschau.de, “Dänemarks Schlappe an Afrikas . . . Prof. Dr. Nele Matz Lück, LL.M. Piratenküste”, 16.01.2022.
Consultation, International Plastic Pollution Agreement, Science Media Center 28.02.2022
Interview, NDR Podcast “Strategie & Streitkräfte” on naval blockades and Ukraine, 18.05.2022
Podcast Interview, Hessischer Rundfunk show “Der Tag” on refugees in the Mediterranean, available at: https://www.hr2.de/programm/der-tag/index.html
Podcast Interview, Mare podcast on “no future without the sea” (“Keine Zukunft ohne Meer”), available at: https://podcasts.apple.com/de/podcast/%C3%BCbers-meer/id1616474478?i=1000566058254
Interview, Deutschlandfunk show „Sendung“ on Whaling, Law of the Sea and Marine Protected Areas, 17.07.2022 available at: https://www.deutschlandfunk.de/hintergrund-100.html
TV Interview, ORF show "Mayrs Magazin – Wissen für alle“ on the treaty on the protection of the High Seas (“Hochseeschutzvertrag“), 19.10.2022
TV video, ARTE “Wem gehört das Meer??/Wem gehört die DANN der Hochsee?’”

The Institute’s Media Presence

Mitarbeiter/innen

Die Wehrpflicht ist ein Werkzeug des Pazifismus, Welt, 27.07.2022. Dr. Moritz von Rochow
Abwenden der Katastrophe fordert hohen Preis - Die russische Invasion in der Ukraine und ihre Auswirkungen auf die Welternährung, Bauernblatt Nr. 24, 18.06.2022
Die Schlüsselstellung der Ukraine im Welthandel, Börsen-Zeitung, 14.05.2022

Organisation of conferences, seminars and workshops

Organisers

Doctural Seminar, 23.04.2022. Prof. Dr. Andreas von Arnauld / Prof. Dr. Kerstin von der Decken / Prof. Dr. Nele Matz-Lück, LL.M.
## Participation in third-party funded projects and research cooperations

### Third Party Funded Projects

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<tr>
<th>Project Description</th>
<th>Researchers</th>
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<tr>
<td>Global shipping: Linking policy and economics to biogeochemical cycling and air-sea interaction (ShipTRASE), Belmont Forum, funded by the Federal Ministry for Education and Research (BMBF) start date: 1.6.2020.</td>
<td>Prof. Dr. Nele Matz-Lück, LL.M.</td>
</tr>
<tr>
<td>Unified Assessment framework for proposed methods of Marine CDR and interim knowledge SYNthetis (ASMASYS), Project: 'Rechtliche und ethische Bewertungsmaßstäbe für marine Kohlenstoffdioxid' funded by the BMBF, duration 1.8.2021-31.7.2024.</td>
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<tr>
<td>Stability, Vulnerability and Perspectives for Manageability of Carbon Storage in the North and Baltic Sea (CARBOSTORE), Project: 'Gesellschaftliche Perspektiven und gesetzliche Rahmenbedingungen' funded by the BMBF, duration 1.4.2021-31.3.2024.</td>
<td></td>
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<tr>
<td>Coordination, Cross-cutting theme 'Environmental risk assessment and policy recommendations' of the second phase of the Joint Program Initiative Healthy and Productive Seas and Oceans on Ecological Aspects of Deep-Sea Mining (MiningImpact2).</td>
<td>Dr. Erik van Doorn, LL.M.</td>
</tr>
<tr>
<td>Coordination, Work package on 'Legal &amp; decision-making frameworks' of the project Carbon Storage in German Coastal Seas – Stability, Vulnerability and Perspectives for Manageability (CARBOSTORE).</td>
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<tr>
<td>Coordination, Work package on 'Legal framework for Marine CDR options' of the project Unified ASsessment framework for proposed methods of Marine CDR and interim knowledge SYNthesis (ASMASYS).</td>
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### Research Cooperations

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<tr>
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<th>Researchers</th>
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<tr>
<td>Gustav-Radbruch-Netzwerk für Philosophie und Ethik der Umwelt (until July 2022)</td>
<td>Prof. Dr. Kerstin von der Decken</td>
</tr>
<tr>
<td>Baltic Area Legal Studies, Research, University Turku, Henrik Ringbom,</td>
<td>Prof. Dr. Nele Matz-Lück, LL.M.</td>
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<tr>
<td>Adjunct of the Faculty of Graduate Studies, Dalhousie University</td>
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Members of the WSI are actively involved in teaching both at the Kiel University and at other universities.
# Teaching at Christian-Albrechts-Universität zu Kiel

## Fall Semester 2021/22

### Directors

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<tr>
<td>Internationales Wirtschaftsrecht (Vorlesung)</td>
<td>Prof. Dr. Andreas von Arnauld</td>
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<td>Verfassungs- und Verfassungsprozessrecht</td>
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<td>(State Exam preparation „WuV-Kurs“)</td>
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<tr>
<td>Völkerrecht I (lecture)</td>
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<td>Der Afghanistan-Konflikt und sein Einfluss auf das Völkerrecht (seminar)</td>
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<tr>
<td>Staatsrecht I (lecture)</td>
<td>Prof. Dr. Kerstin von der Decken</td>
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<td>International Dispute Settlement (lecture)</td>
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<td>Internationale Menschenrechte (lecture)</td>
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<tr>
<td>Allgemeine Staatslehre (lecture)</td>
<td>Prof. Dr. Nele Matz-Lück, LL.M.</td>
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### Research Associates

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<th>Course</th>
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<tr>
<td>Introduction to Islamic Law (lecture)</td>
<td>Dr. Shamsaldin Alhajjaji, PhD, JSD, LLM</td>
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<tr>
<td>Climate Change Law and Litigation (lecture)</td>
<td>Henning Büttner</td>
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<tr>
<td>Case Studies in EU Law (AG Europarecht) (2x)</td>
<td>Nicole Herold</td>
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<tr>
<td>AG Allgemeines Verwaltungsrecht (case studies)</td>
<td>Nikolaus Koch</td>
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<tr>
<td>Einstieg in die Promotion für Doktorand:innen der Rechtswissenschaften</td>
<td>Dr. Stefan Martini</td>
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<tr>
<td>Kleine Übung im Öffentlichen Recht für Anfängerinnen und Anfänger</td>
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<tr>
<td>AG Allgemeines Verwaltungsrecht (case studies) (2x)</td>
<td>Cora Masche</td>
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<tr>
<td>Völkerrechtsgeschichte (lecture)</td>
<td>Dr. Tina Roeder</td>
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<td>International Law of Marine Resources (lecture)</td>
<td>Dr. Erik van Doorn, LL.M.</td>
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<tr>
<td>Introduction to Legal Thinking (lecture)</td>
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<td>Introduction to Public International Law (lecture)</td>
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<td>International Environmental Law (lecture)</td>
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<td>International Law of Marine Resources (lecture)</td>
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<td>Intergenerationelle Gerechtigkeit</td>
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<td>Einführung in das deutsche Recht (lecture)</td>
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AG Allgemeines Verwaltungsrecht (case studies) ............................... Eva Sinemus

Introduction to Turkish Law (FFA Course in Turkish) ............................. Dilek Türközü

Summer Semester 2022

Staatsrecht III (lecture) ................................................................. Prof. Dr. Andreas von Arnauld
Peace and Security in International Law (lecture)
Humanitäres Völkerrecht (lecture)
Postsozowjetisches Völkerrecht (seminar)

Europarecht II (lecture) ................................................................. Prof. Dr. Kerstin von der Decken
Völkerstrafrecht (lecture)
Hybride Tribunala im Völkerstrafrecht (seminar)

International Law of the Sea (lecture) ............................................. Prof. Dr. Nele Matz-Lück, LL.M.
Staatsrecht III (lecture)
Aktuelle Fragen des internationalen Umweltrechts (lecture)

Summer Semester 2022

International Criminal Law (lecture) ............................................. Dr. Kenneth Chan

AG Staatsrecht II (Grundrechte) (case studies) (2x) .......................... Liv Christiansen

Legal Writing (lecture) ................................................................. Dr. Erik van Doorn, LL.M.
Introduction to European Union Law (lecture)
Milestones in International Jurisprudence (lecture)
Ocean Sustainability (one lecture on Law of the sea & governance of marine resources; May 17th)
International Law of the Sea (one lecture on mining of the deep-ocean floor; June 2nd)

AG Staatsrecht II (Grundrechte) (case studies) (2x) .......................... Dr. Stefan Martini
Kollektive Entscheidungsfindung

Zukunftsethik & Zukunft der Meere ............................................. Dr. Colin von Negenborn

AG Staatsrecht II (Grundrechte) .................................................... Moritz Rhades

Verfassen rechtswissenschaftlicher Texte (2x) ................................. Dr. Moritz von Rochow
Intensivkurs im Öffentlichen Recht
Europarecht in der anwaltlichen Praxis

Völkerrechtsgeschichte (lecture) .................................................... Dr. Tina Roeder

AG Staatsrecht II (Grundrechte) (case studies) (2x) .......................... Felix Telschow
### Completed Master's Theses (LL.M) Supervision

- **International Dispute Settlement Settling Conflicts Peacefully of...** Prof. Dr. Andreas von Arnauld
- “Rohingya Muslims”
- The efficacy of international and regional organisations in conflict resolution: a case study of the Somali conflict
- The Role of UNICEF in the Provision of Humanitarian Aid under International Law
- Evaluating situations when a country is allowed under International law to intervene in the affairs of other countries: A case study on the International Intervention in Syria
- The Principle of Proportionality in Self-Defence According to Article 51 of the United Nations Charter

- The Nagorno-Karabakh Dispute and the Role of International Organisations...
- Prof. Dr. Kerstin von der Decken in Resolving it
- The Presence of Nuclear Weapons in Büchel, Germany: A Legal Analysis under the Treaty on the Non-Proliferation of Nuclear Weapons and the Customary Law of Treaty Interpretation
- Mexico vs. European Union: Prevention of Money Laundering
- Prof. Dr. Nele Matz-Lück, LL.M.

### Completed Master's Theses (IPIR) Supervision

- Quotenregelungen in der Europäischen Union – eine Analyse der Frauenquoten in Führungspositionen der Privatwirtschaft.
- Der Atomwaffenverbotsvertrag. Eine Analyse seiner politischen Erfolgsaussichten und des völkerrechtlichen Narrativs der Unvereinbarkeit.
- Humanitäres Völkerrecht im Cyberraum: Notwendigkeit und mögliche Wege einer Weiterentwicklung Der Rechtzugang zur EMRK: Art. 1 und 13 im Kontext Hirsi Jamaa vs. Italy and Khlaifia vs. Italy und die Bedeutung für Migrierende an der EU-Außengrenze im Mittelmeer
- Menschenrechtsverletzungen der Trump-Regierung durch die Family Separation Policy
- Verletzung der Gebietshoheit eines Staates durch Cyberspionage

- Weibliche Genitalverstümmelung in der Bundesrepublik Deutschland. Eine Analyse des völker- und europarechtlichen Rahmens und seiner Umsetzung
- Die normative und politische Zulässigkeit der in der Eurokrise ergriffenen Maßnahme des Outright Monetary Transactions (OMT) Programms – das Selbstverständnis der EZB im Wandel?
In addition to lectures and supervising PhD and habilitation theses, the institute directors and other members of the institute are involved in teaching generally and the state examination (“juristisches Staatsexamen”) in a variety of ways. The directors are regularly involved in oral mock examinations, university focus area examinations (“Schwerpunktbereichsprüfungen”) and Master’s forums, and they set exam practice examinations, as do senior research assistants. Prof. Dr. Nele Matz-Lück, LL.M., Prof. Dr. von der Decken and Dr. Moritz von Rochow regularly take oral examinations in the compulsory part of the first state examination.

Participation of the institute in degree courses and study programmes

The WSI participates in several postgraduate courses and other study programmes at Kiel University.

The LL.M. programme of the Faculty of Law has been coordinated by the Institute for several years. The coordination is largely in the hands of the Internationalisation Officer, Prof. Dr. Andreas von Arnauld, and Carmen Thies. The coordinators ensure the admission, supervision and assessment of the LL.M. students. The WSI also offers courses specifically geared to the programme.

Like the LL.M. programme, the ERASMUS programme of the Faculty of Law is coordinated by the Institute with its existing staff. The ERASMUS representatives are Prof. Dr. Andreas von Arnauld as Internationalisation Officer and Prof. Dr. Nele Matz-Lück, LL.M., as far as the ERASMUS programme concerns the IPIR programme. They and the long-standing ERASMUS coordinator Carmen Thies are responsible for supervising and advising ERASMUS students.

In the winter semester 2011/2012, a new Master’s programme “International Politics and International Law” (IPIR) was established at the Christian-Albrechts-Universität. It is run by the Department of Political Science (Institute of Social Sciences) and the Faculty of Law (Walther Schücking Institute for International Law). The IPIR coordinators are Prof. Dr. Nele Matz-Lück, LL.M. on the law side and Prof. Dr. Wilhelm Knelangen on the political science side (Institute of Social Sciences). More information about this programme can be found in the “Focus” section at the beginning of this report.
Lecture series „Völkerrechtliche Tagesthemen“
(current events in international law)

The “Völkerrechtlichen Tagesthemen” can be traced back to the public event “Völkerrechtliche Erörterung politischer Fragestellungen” (Discussion of Political Issues in International Law) initiated by Theodor Niemeyer in 1912. During the First World War, the so-called “International Law War Evenings” developed from this circle. Topics of these evenings at that time included “The Suez Canal”, “The Dardanelles”, “Belgium’s Neutrality”, “Gibraltar” or “The Envoys in War”. For several years now, the short lectures on current international and European law issues offered every fortnight during the semester on Wednesdays from 1 to 2 p.m. at the Institute have been called “International Law Topics of the Day”.

Völkerrechtliche Tagesthemen Fall Semester 2021/2022

Organisation .............................................................. Liv Christiansen, Dr. Stefan Martini, Farnam Mofakhami, Moritz Rhades, Hannah Strewe

10.11.2021: Anerkennungen von Regierungen nach einem Regime Change – ...... Prof. Dr. Kirsten Schmalenbach
Jüngste Entwicklungen in Afghanistan und Myanmar

Arms Race .............................................................. Dr. Moritz von Rochow

08.12.2021: Dilemma an der Grenze zwischen Belarus und Polen – eine ........ Joschka Peters-Wunnenberg
ingere Einschätzung

12.01.2022: Ökozid als Straftatbestand im Völkerrecht? (Discussion) Prof. Dr. Stefanie Bock &
Prof. Dr. Christina Voigt

26.01.2022: Reform der internationalen Unternehmensbesteuerung – ........ Sinthiou Bus-zewski
Völkerrecht in der Praxis

09.02.2022: Allgemeine Rechtsgrundsätze in der Arbeit der ILC und in der ......... Janina Barkholdt
Rechtsprechung des IGH: Aktuelle Entwicklungen

07.03.2022 (Special Edition): Discussion of legal aspects of the Russian Aggression on the Territory of Ukraine Prof. Dr. Andreas von Arnauld,
Prof. Dr. Kerstin von der Decken

Völkerrechtliche Tagesthemen Summer Semester 2022

Organisation .............................................................. Eva Sinemus, LL.M., Nicole Herold

11.05.22: Embracing Fluidity: Dynamic Approaches to Marine Protected Areas (MPAs)

18.05.22: Cyber-Enabled Disinformation and International Law .................. William Letrone

01.06.22: Overview of the Issues Raised by Ship Modularity’s Introduction ........ Paul Margat
into the Law of the Sea

15.06.2022: Food, Hunger and International Law ............................. Eymir Albal

29.06.2022: Rassifizierte Grenzregime und die Grenzen des menschenrechtlichen Schutzes vor Rassismus

06.07.2022: Law of the Sea and Naval War-fare in the context of Russia’s ........ Dr. Alexander Lott
invasion of Ukraine
Teaching and supervision relationships at their faculties and universities

Directors

Université Paris-Sorbonne Abu Dhabi, lecture on International Criminal Law .... Prof. Dr. Kerstin von der Decken and Human Rights (online), 7th-17th March
Universität St. Gallen, lecture on International Dispute Settlement, 4th-7th April
Universität St. Gallen, MIA Thesis Colloquium, 8./9. April, 7th/20th May

Arctic University of Tromsø, PhD Supervision of Philipp Nickels, working title .... Prof. Dr. Nele Matz-Lück
“Bridging the Land Sea Interface: A Study of the Limits and Possibilities of International Law to Mitigate Ocean Acidification
Center for Rule of Ocean Law Studies/Center for Polar and Deep Ocean Development of Shanghai Jiao Tong University, Online Lecture 13.1.2022
International Tribunal for the Law of the Sea, ITLOS-Nippon Capacity-building and Training Programme

Research Associates

British University Dubai, United Arab Emirates, Constitutional Law lecture (September-October 2022) Dr. Shamsaldin Alhajjaji, PhD, JSD, LLM

University of Galway, two lectures on ocean & atmosphere governance ......... Erik van Doorn (February 24th & October 20th)
University of Antwerp, lectures on fisheries law & one on the law of marine environmental protection; April 28th & May 5th respectively
SOLAS (Surface Ocean – Lower Atmosphere Study research project)
Summer School: one lecture on Science & Society (June 15th)
Summer Academy of the International Foundation of the Law of the Sea: one lecture on the regime of the Area & the jurisdiction of the Seabed Disputes Chamber (August 16th)
University of Potsdam: one lecture on the law of deep-seabed mining (December 12th)

Substantive EU Law (Fall Semester 2021/22), Europa-Kolleg Hamburg ......... Dr. Moritz von Rochow Case Studies (Fall Semester 2022/2023), Europa-Kolleg Hamburg
Supervision, Master Thesis „Verpackungsgesetz, Product Based Infringements and the Need for Harmonization“, Europa-Kolleg Hamburg
OTHER PROJECTS AND EVENTS

Members of the WSI are involved in other exciting projects and activities which we would like to present here: On the following pages you can find the Moot Court Team’s report on their experiences as well as the Institute’s special virtual lecture following Russia’s aggression in Ukraine. We would moreover like to take the opportunity to highlight the summer party and goodbye to Kerstin von der Decken.
We made it! What could be better than that?!

Before we begin to report on our experience at the Philip C. Jessup Moot Court 2022, we would like to answer two questions in advance: yes, the competition was held online; and yes, of course, we would have registered again anyway.

First, however, we started on September 13, 2021 with the hope of being able to present our pleadings at the national rounds in Heidelberg and eagerly awaited the publication of the facts. After all, there was still a long, partly exhausting, but also a very interesting and inspiring road ahead of us until the competition.

The first hurdle we worked towards from then on was the submission of the memorials on January 12, 2022. In the first few weeks, we familiarized ourselves with the facts of the case and the main issues raised. Antara (Applicant) and Ravaria (Respondent) argued about the influence of disinformation in an independence referendum with the help of a botnet and its attribution as well as corresponding opposing acts. Furthermore, it was to be discussed to what extent evidence documents that surfaced in an accident of a diplomat may be exploited and whether the blocking of a (more or less) problematic social media account on the basis of disinformation is justified from a human rights point of view.

In addition to drafting memorials, we began early on to practice some pleading, which tested the logic of our arguments in particular, but also our nerves time and again. Our team was distinguished by the fact that we approached the international law issues from different angles: two of us are IPIR students, our “expert” had already completed the „Schwerpunkt“ in international and European law, and the others had little previous experience with international law. However, this led all the more to creative and (more or less) witty ideas, which we discussed, refined, but often discarded in our joint office. The office, which was available to us thanks to the great support of
the Walther Schücking Institute, became an interim home, especially during the “hot phase” before the submission of the Memorials - always accompanied by the whirring of the fan heater, because between Christmas and New Year’s Day, the CAU’s heaters are shut down. On January 12, 2022, the first hurdle was cleared - the memorials had been submitted on time and without penalty points.

After a few days of rest, we finally started the second and crucial preparation phase: the pleading phase. From now on, this meant pleading every weekday, honing our arguments and rhetorical skills, and further researching details. By now we also knew that the National Rounds were to take place online, so we rehearsed online pleadings from the beginning. The final event was the dress rehearsal on February 21, 2022 after which we could be sure: We were ready for the competition.

The rehearsal pleadings would not have been possible without the numerous support of various rehearsal reporters. At this point we would like to thank the lawyers Dr. Fiete Kalscheuer and Dr. Jan-Philipp Redder from the law firm “Brock Müller Ziegenbein”, Malte Lück, Jan Schipkowski and Dr. Christian Vahl from the law firm “Ruge Purracker Makowski RPM”, Prof. Kerstin von der Decken, Prof. Florian Becker and Prof. Sebastian Graf von Kielmannsegg as well as all employees and friends of the WSI who supported us in our preparation for the Jessup.

The competition began for us on Wednesday afternoon with a meeting with our coaches at WSI. From there, we were allowed to compete online over the next few days. On Wednesday evening it got late as usual, as we were allowed to deal with the memorials of the opposing teams in order to prepare for the matches. However, we also had to remember to get enough sleep, because on both Thursday and Friday we were supposed to start pleading as early as 8 AM. By noon on Friday, we had finally completed all four of our preliminary round matches, and four very different encounters lay behind us. Sometimes there were fewer questions, sometimes we were pestered with questions and yet another time the opposing team challenged us with completely new arguments. We were looking forward to half a day of rest after two exhausting and very exciting days. However, we could not think of a nap, because we were already looking forward to the Announcement Dinner - after all, we wanted to know whether we had made it to the quarterfinal. And indeed: When our team was named as one of the round of eight finalists, exuberant cheers broke out in our seminar room, which had been converted into a common room. We had actually reached the next round!

The euphoria had not yet subsided, and we were already back in preparation mode. We already knew our opposing team from the previous round - but now the roles of Applicant and Respondent were reversed. We put all our reserves into the preparation, because we only needed one more victory to reach the semifinals and qualify for the international Rounds. The tension was high the next morning and unfortunately turned into disappointment after the match. This time the other team had won, so the competition was over for us.

Nevertheless, after four days of National Rounds with ups and downs, we used the evening together to bring the Jessup 2022 experience to a fitting conclusion. After all, the Jessup was more than just a competition: we had half a year of intensive teamwork behind us, which welded us together, during which we learned an incredible amount and gained a lot of experience. With some distance, we therefore look back on the Jessup Moot Court 2022 with positive feelings and also some pride. In the week after the competition we found out our final ranking: We were more than satisfied with the 5th place.

Finally, we would like to thank the people without whom our experience could not have taken place. First and foremost, our thanks go to our coaches Moritz von Rochow, Alea Kobbe, Albert Schlosser, Farnam Mofakhami, Hannah Strewe and Lea-Carlotta Laux. Thank you for always having an open ear for our questions, for supporting us and for continuously strengthening our self-confidence!

Furthermore, we would like to thank the directors of the WSI Prof. Kerstin von der Decken, Prof. Andreas von Arnault and Prof. Nele Matz-Lück. Not only the provision of an office at the WSI and the manifold, time-consuming support by staff members, but also the feeling of always being able to count on this support have helped us immensely.

Thus, an intensive six months of Jessup Moot Court ends, which we will certainly always look back on with pleasure in the future. And to all of you who have already thought about participating: It’s worth it! Take the chance you have and experience an intensive and super exciting Jessup semester!

Nele Grehn, Gothia Heid, Mariam Makaridze, Philine Brinks, Leo Ubben
Continuity and change: “Did the Minister just knock over the grill?”

The Institute is characterized by continuity and change. People come and go, others stay longer. Firmly established, at least, are the regular Institute celebrations, most notably the beloved “Institute barbecue” in the parking lot in front of the building’s rear entrance. Occasions are frequent, especially to celebrate beginnings and closings at the Institute. During the long pandemic period, this tradition had fallen away and the embodiment of this steadiness – the “Institute’s grill” – had stood lonely among the archive’s dark and dusty shelves since summer 2019.

But late in the afternoon of August 24, 2022, several student workers – some of whom had never seen the grill before – made their way through old computer parts, files, and books until they could see it. They pushed aside the last dusty stacks of the “Zeitschrift für Völkerrecht”, wiped away cobwebs, and carefully carried the grill outside. The sun was shining. It was hot. Almost six o’clock – ready for the evening.

The occasion for the return of the grill was a significant closing: in June 2022, Prof. Dr. Kerstin von der Decken was appointed “Minister of Justice and Health” of the State of Schleswig-Holstein. She had to leave the Institute behind.

But now the time had come, a black limousine rolled into the parking lot and stopped in front of the grill. The driver got out and grinned, “The Minister – delivered! Have a nice evening!” And suddenly there stood “the Minister”, laughing her hearty laughter and with a blink of an eye becoming Frau von der Decken. She found herself facing a large number of current and former Institute members. Most of the alumni had left the Institute without celebration during the pandemic. It was especially due to this mass of “fans” that Frau von der Decken hardly had the opportunity to eat or drink anything. People constantly approached her, asked about her well-being, wished her all the best for the future. Finally, gifts were handed over, farewell and thank-you speeches were made, and she was serenaded a whole two times.

But “the Minister” was breathing down Frau von der Decken’s neck. An appointment with local television was planned for the next day, which had to be prepared; and after a final emotional farewell, she was picked up. Perhaps the emotions were too great, the crowd’s cheers too loud, the waving of the guests too distracting. In any case, the following is certain: the car in which Frau von der Decken had climbed made too large an arc and lightly touched the Institute’s grill. It swayed. Chunks of charcoal spilled out like apples from a dropped basket. Seventy centimeters of stainless steadiness fell, but were caught with bare hands. Saved! And when a voice said, “Who will help me carry it?”, they lifted it, and together they carried it back to the archive.

Frau von der Decken was already on her way, but looked back at the Institute and smiled. Then she turned around and slowly, very slowly, she became Minister. Since then, the grill has been waiting in its place between the bookshelves. Because the next Institute barbecue is sure to come.

Felix Telschow (with a little help from Moritz Rhades and Moritz von Rochow)
The Walther-Schücking-Lecture And First Jost-Delbrück-Prize

On November 3, 2022, the Walther Schücking Institute for International Law invited students, researchers and guests not only for one, but two special occasions: The award ceremony for the first Jost-Delbrück-Prize for law on the use of force and conflict (“Jost-Delbrück-Preis für Friedenssicherungs- und Konfliktvölkerrecht”) followed by the 6th Walther-Schücking-Lecture, given by Dr. Liesbeth Lijnzaad.

Award and central aspects of the honoured thesis

The audience was warmly greeted by Prof. Andreas von Arnauld who gave insight into the thought process that led to instituting the Jost-Delbrück-Prize as a prize for outstanding doctoral dissertations in the field of the law on the use of force or law of conflict in general. To that end, he established a connection between the work of Jost Delbrück on the one hand, longstanding and influential former director of the Institute and Walther Schücking, its name giver on the other hand: Why it made sense for the Walther Schücking Institute to sponsor a prize in the name of its former director in this particular field of law for this particular type of work. What both international lawyers had in common was their quest for peace through law and their passion for supporting young scholars. Thus, when the question arose how the Institute could honour its late director, this prize was the clear choice.

Prof. Matz-Lück then awarded the prize, highlighting the fact that the design of the certificate and the award was a joint project by several members of the Institute thus embodying its community spirit. Dr. Michael Riepl received the prize for his doctoral dissertation titled “Russian Contributions to International Humanitarian Law” – which is available open access for anyone interested. “Received the prize” may be an overstatement as the awardee was only able to be virtually present and could thus not physically be handed the actual award and the certificate. But the circumstances fit the awarded thesis’ topic and the prize’s name giver quite well: He could not make it to Kiel for the award ceremony as he currently works for an international organization uncovering war crimes on the territory of Ukraine in the context of the ongoing Russian aggression. The fact that his video was poorly lit by candles due to frequent blackouts in the region set the stage further for his brief presentation on the key aspects of Russian contributions to international humanitarian law as laid out in his dissertation. It is important to note that the book was published in 2021 and thus before the Russian aggression in Ukraine escalated. Though – as Dr. Riepl points out – the current war did not suddenly come into existence on February 24, 2022, but was already smoldering since 2014 when Russia illegally annexed Crimea.

In the book, this topic is explored along the question “Has Russia turned from “Paul to Saul” in international humanitarian law (IHL)?” In a first step, the book offers a comprehensive account of the Russian contributions to IHL in the 19th century. Secondly, it analyses Russia’s current approach to IHL, drawing on a wide range of legislation, case law, diplomatic records, and military practice. Finally, Dr. Riepl contrasts the past and the present. He embeds his findings in the present context and concludes that Russia has come a long way from advancing the law to evading the law. This way, the book hopes to serve international lawyers as well as readers interested in legal history.

Laudatio by Prof. Christian Tams

Following Dr. Riepl’s summary, Prof. Christian Tams – virtually present from Glasgow – laid out the jury’s reasons for awarding this book in his laudatio. In that regard, he reflected on what Jost Delbrück would have thought about it. He highlighted three characteristics, that made the book excellent in his opinion: Its scope, claim and style.

In terms of scope, Dr. Riepl’s dissertation is a particularly ambitious project researching the Russian contributions
not to singular aspects of IHL, but to IHL in general. This was very much in the spirit of Jost Delbrück who used to joke about doctoral dissertations in other fields of law which sometimes merely commented para. 1 subpara. 2 lit. a of some obscure article in some obscure legal code. Delbrück was not someone fond of – as Germans say – “kleines Karo” which can be roughly translated to pedantic trivialities.

In terms of claim, Tams commended the “rock solid research” that was not only based on a lot of material but also on the idea of a grand narrative. In that way, the author managed to let his argument shine through in every part of the book and did not confine himself to mostly summarizing existing work and laying out his own idea on the last twenty pages or so, as is sometimes common in doctoral dissertations.

This contributed to the fact that – as Tams put it – “this is a book we enjoy reading”. Given the subject matter, the book could have been very dark and unpleasant. But because it was so elegantly and well written, Tams concludes that “it is the closest I've come to seeing a page turner in a doctoral dissertation”. This sense for style is in his eyes something Jost Delbrück and Michael Riepl share, making it deserving of the very first Jost-Delbrück-Prize for doctoral dissertations.

The honoured thesis was chosen by a jury consisting of Prof. Andreas von Arnauld, Nele Matz-Lück, Paulina Starski, Christian Tams and Pierre Thielbörger. The prize was generously donated by the Society for the Promotion of Research and Teaching at the Walther Schücking Institute for International Law (“Gesellschaft zur Förderung der Forschung und Lehre am Walther-Schücking-Institut für Internationales Recht”) whom we would like to express our gratitude.

Cora Masche


The award ceremony was followed by the 6th Walther-Schücking-Lecture, given by Professor Dr. Liesbeth Lijnzaad. Professor Lijnzaad is one of the leading experts in the field of international law of the sea. In addition to being a professor at Maastricht University, Professor Lijnzaad has gained extensive practical experience in the international law as Legal Advisor and Head of the International Law Department at the Ministry of Foreign Affairs of the Netherlands, agent for the Netherlands at different international courts and tribunals and, since 2017, as a Judge at the International Tribunal for the Law of the Sea in Hamburg.

The lecture tackle five main issues, they are: the notion of fairness and equity against the inclusiveness in international law, inclusion and preclusion of international law, questions on substantive law, the quest for inclusion and the issues that are not covered by the law of the sea.

The lecture started with an attempt to define the word ‘fairness’ from both the linguistic and the legal points of view. Professor Lijnzaad indicated that the word ‘fairness’ did not exist in the dictionary until 1988. However, the next relevant word was ‘fair’, which means beautiful, just, unbiased, or in accordance with a rule. It is the set of norms that the society shall act by. To fully understand the notion of fairness, it must be studied on different levels. For the substantive level, the notion of fairness includes two elements: (1) equal treatment in an equal manner, and (2) the Legal consciousness of lawyers as human beings.

Professor Lijnzaad argued that it is uncommon to question the law of the sea, since the law of the sea is not concerned with the land. In that regard, the law can only limit itself to address a group of people’s interests. Fairness is always connected to a fair trial. It is also part of the human rights’ regime that draw the fairness of the procedures and the substantive law in order to protect the
weaker party in any given litigation. As for states, the law of the sea is concerned with them, which raises a question about fairness. A fair trial is not applicable between state and interstate disputes. There must be a grantee of fair trial among states.

For the procedural level, the notion of fairness is a core element in the quest for inclusion. The procedures can play a vital role in the idea of inclusion and exclusion in international law. International courts can change their rules of procedures according to their statutes. But the result of the case is based on what parties submit to the tribunal. Predictability of the outcome is a requirement to a procedural fairness on the international law in order to encourage states to submit their case to the international tribunals. Professor Lijnzaad gives the example of article 2.2 of the UNCLOS that is related to the releasing the ship on bond (Principle of prompt release). The wording of the article is limited to the states only, while the concerned parties are the vessels owners. The state representatives shall work very close with the owners of the ship, in order to find a solution to the problem.

As for the interstate litigation, Professor Lijnzaad raises a question of fairness in regard to the representation of the crew members, who are from different nationality. The flag state represents the ship, while it is does not have an obligation to do so. However, the flag state will act on its right with disregard to the nationality of the crew or the owner. This help to achieve two merits. (1) It helps to identify the state that represents the ship in the court. (2) It helps to overcome the diversity of nationality issue among the ship crew, who are from different nationality. The flag state will be able to represent the entire crew. Such practice started in 1935 with a case called (I am alone) case.

As for the relation between fairness and the law of the seas, Professor Lijnzaad asserts that fairness is limited to the delimitation issues, or boundary issues, as in the example of the North Sea case.

Professor Lijnzaad, then, present the relationship between the law of the sea, human rights, and climate change. She presented the climate refugee case in New Zealand, and Article 6 related to the right to life and the non-refoulement principle. The court concluded that there is no imminent danger or risk from the climate change, and the general deterioration in the climate in his any country is not an enough reason to seek a refuge. However, the court assert that future environmental degradation is likely be a valid risk under the right to life, but not at the moment.

In conclusion, Professor Lijnzaad finds that inclusion requires time, money, reflection and consideration. While exclusion does not require any of these elements. They are the consequence of excluding certain subject or actors. The problematic part is the inability to present this question in a horizontal manner. In the end, she adheres to the view that the law should be beautiful.

Professor Lijnzaad got several questions from the audience. These questions are:

1- How can we achieve the integration of the indigenous communities when there are several challenges in relationship to climate change?

The reason for the elimination of indigenous communities has some reflection on the colonial period. However, there are different concepts of the right of life with could affect the indigenous communities. States should be active in helping the indigenous communities in their environmental crisis. States shall not hide from their obligation towards indigenous communities. We must be able to talk about concrete positive obligation for the indigenous community.

2- Where does your standard of fairness come from?

It comes from my understanding of the case law in front of the tribunal and my studies of history. The concept of fairness can be developed as the NGOs did not have any real power in 1970s when the UNCLOS was enacted. Consensus negotiation, also, can offer help to the idea of the fairness.

3- What is your approach to reach fairness, where do you put fairness in your legal reasoning?

The answer to this question depends on the available materials to the judge to decide the case. The judge will read both the plaintiff and defendant argument in a very close timeframe. I should have a kind of sense where the case is going from the written statements.

Shamsaldin AlHajjij
THE INSTITUTE AND ITS HISTORY
The institute's history

Foundation and first bloom

The "Institute (until 1918: Royal Seminar) for International Law at Kiel University" was founded by decree of the Prussian Minister of Culture on 9 December 1913. On 5 February 1914, it began its work – as the first university institute of its kind worldwide. It was founded due to the intensification of world trade and world commerce at the beginning of the 20th century, in which the first director, Theodor Niemeyer (1857-1939), saw guarantors of a new, cooperative international law. Niemeyer, who held a chair in Roman law and imperial civil law from 1894 onwards, had turned to international law from 1900 onwards and in 1912 was given a lectureship in international law, private international law and colonial law. In keeping with his research interests, the Institute devoted itself to international law as well as private international law until the 1980s. The basis for this was the library of the renowned private scholar Franz Kahn, which he had entrusted to Niemeyer.

Only a few months after the founding of the Institute, the outbreak of the First World War shifted the focus of the Institute’s work to legal questions of war and its causes. From 1916 onwards, more than one hundred staff members (the majority of them students) collected all available relevant information and treatises on the World War in the “War Archive of International Law”. In 1917, Department B, which was responsible for the academic supervision of the collection, took the initiative to found the German Society for International Law (since 2011: German Society for International Law). Niemeyer chaired it until 1929. After the end of the war, the focus of the Institute’s research activities was the international peace order that emerged under the auspices of the League of Nations, in addition to topics from the law of war and the consequences of war, the law of the sea and private international law.

The League of Nations and the peaceful settlement of disputes were also the focal points of Walther Schücking’s (1875-1935) research, who was appointed to the newly established chair of international law and private international law in 1926 as Niemeyer’s successor. The leadership of an internationally renowned representative of “organisational pacifism” and influential international law politician made the Institute a beacon of international law in Germany in those years. The ranks of young scholars who researched and taught at the Institute at that time included Jean Spiropoulos (1922-28), Paul Guggenheim (1928) and Walter Schätzel (1928-31). Walther Schücking, elected in 1930 as the first and only German to be a judge at the Permanent Court of International Justice, was dismissed for political reasons after the NSDAP seized power in 1933. He died in The Hague on 25 August 1935. In his honour, the Institute has been known as the “Walther-Schücking-Institute for International Law at Kiel University” since 1995.

The Institute under the Nazi Regime

In the first years of National Socialism, the Institute remained largely unaffected by the reorientation of the Kiel faculty as a “Nazi shock troop faculty”: after Schücking’s dismissal, the Institute was initially under the provisional direction of the First Assistant (since 1921) Curt Rühland. In 1934, Walther Schoenborn (1883-1956) took over the directorship. He was German Nationalist, but not National Socialist, and had been a member of the faculty since 1919. Furthermore, the Institute maintained its own department for League of Nations issues (headed by Viktor Böhmert). It was not until 1937, when the convinced National Socialist Paul Ritterbusch (1900-1945) was appointed the new director, that the Institute was restructured to form the new “Institute for Politics and International Law” on the occasion of the merger with Ritterbusch’s former Königsberg Institute. There was also an ideological realignment in terms of content, primarily in the new departments for politics and foreign studies headed by Ritterbusch and his students (Richard Naumann, Hans-Helmut Dietze and Anton Baehr). Ritterbusch’s rectorship (1937-41) and, from 1939, the Second World War led to a noticeable decline in teaching and research at the Institute, which almost came to a standstill from 1941. In 1941, Ritterbusch moved to Berlin as coordinator of the “war effort of the humanities”. The Institute was renamed the “Institute for International Law” after it was disentangled. The provisional director was the civil law expert Karl Larenz.
Reconstruction and consolidation

Ritterbusch was succeeded in 1943 by Hermann von Mangoldt (1895-1953). Shortly after taking office at the end of 1944, delayed by the war, von Mangoldt had the Institute's library removed from storage and thus saved it from destruction. In addition to his work in the Parliamentary Council, von Mangoldt devoted himself intensively to the reconstruction of the Institute. Under his leadership, library holdings that Ritterbusch had transferred to Berlin were returned. In addition, in 1948 the Institute's library became the first German library to receive the status of a "United Nations Depository Library". Together with the Hamburg Research Centre for International Law, the Institute published several series of publications, including, from 1947/48, the "Jahrbuch für internationales und ausländisches öffentliches Recht" (later "Jahrbuch für Internationales Recht" or "German Yearbook of International Law").

Hermann von Mangoldt's successor as First Director (Viktor Böhmert [1902-1975] was appointed Second Director at the same time) was Eberhard Menzel (1911-1979). The "Menzel era" (1955-75) brought the Institute a considerable upswing, which was expressed in a considerable expansion of publications and expert opinions, as well as in the organisation of international conferences and participation in the training of diplomats for the German Foreign Office. Thematically, the focus in those years was on legal questions of East-West relations: disarmament, peace-keeping, German-German relations. Other subjects included general international law, the law of the sea, the protection of human rights and comparative constitutional law.

In 1964, the anniversary year, the Institute moved from its traditional premises at Dänische Straße 15 to the newly built high-rise building at Christian-Albrechts-Platz. This was the prelude to some striking changes: By amending the State Higher Education Act in 1973, the Institute, which until then had been independent of the university, was incorporated into the Faculty of Law; in addition, a collegial management with equal rights and changing management was introduced. Although he was only able to work at the Institute for a few years due to his involvement in science policy (as Chairman of the Science Council [Wissenschaftsrat] 1976-79 and as Senator in Berlin from 1981), Böhmert's successor Wilhelm A. Kewenig (1934-1993) became a formative figure in that period of transition and reform.

The Delbrück Era - and After

The "Menzel Era" was followed in 1976 by the "Delbrück Era": Jost Delbrück (1935-2020) headed the Institute for almost 25 years, until 2001, together with Wilfried Fiedler (1977-84), Rüdiger Wolfrum (1982-93) and Rainer Hofmann (1997-2004). Under him, too, the law of peacekeeping formed a central pillar of research at the Institute; the end of the East-West conflict and the increased importance of non-state actors led Delbrück and his students from 1990 onwards to ask about the possibility of a new "world domestic law" and constitutional elements beyond the state. Parallel to this, Rüdiger Wolfrum, as an eminent scholar of international law of the sea, continued to develop the law of the sea and the law of communal areas of states at the Institute. The end of Delbrück's era was marked by another incisive event in 2002: the move of the Walther Schücking Institute to its current domicile at Westring 400.

The subsequent changes in the Institute's management have opened up additional subject areas in research and teaching. For example, Rainer Hofmann and his successor Thomas Giegerich (2006-12) expanded the focus in European law and international business law, Delbrück's successor Andreas Zimmermann (2001-09) brought peaceful dispute resolution back into focus and established international criminal law as a topic at the Institute. A visible strengthening of international law of the
sea and environmental law was achieved in 2007 with a new professorship for the law of the sea, which was established as the third director’s position within the framework of participation in the Cluster of Excellence “The Future Ocean”; the first holder of the professorship was Alexander Proelß from 2007-2010. The three-member directorate in 2022 consisted of Kerstin von der Decken (until July 2022) and Nele Matz-Lück (both since 2011) and Andreas von Arnauld (since 2013). The appointment procedure for Kerstin von der Decken’s successor remains ongoing.

The Institute today

Today, research at the Institute focuses on the foundations of international law, the international law of the sea, international environmental law, the protection of fundamental and human rights, international peace and conflict law, the protection of cultural property, the law of the European Union as well as German and comparative constitutional law. The interdisciplinary cooperation within the Cluster of Excellence is complemented by cooperation with the social and political sciences as well as with literature and cultural studies. International law is represented in teaching in a breadth that is unique in Germany. With public events such as the “Völkerrechtliche Tagesthemen” and lecture series, the Institute also has an impact beyond the circle of Kiel students and contributes to the dissemination of interna-tional and European law issues in the region. The Walther Schücking Institute and its members have an impact beyond the borders of Schleswig-Holstein and Germany through academic cooperation and publications, always committed to Schücking’s credo: Peace through Law.

Institute library

The library of the Walther Schücking Institute is the oldest and largest university library for international law in Germany. With its more than 135,000 volumes, it is also one of the largest specialist libraries at the Christian-Albrechts-Universität zu Kiel. Its foundation is the so-called Franz Kahn Library, a former private library of the Strasbourg jurist Franz Kahn, who bequeathed his books on private international law to the founder of the Institute, Theodor Niemeyer. The core of today’s library is its international law department, supplemented by the departments for European and constitutional law. Together with the United Nations Depository Library, which is also located at the Institute, it offers both university members and other interested parties the best research opportunities on international and European law issues.

Inventory:

- 91,852 volumes, 107 journal subscriptions (as of 1.1.2023),
- Subject area: International law (incl. maritime law), European law, constitutional law.


In October 1948, the first German “United Nations Depository Library” was established at the specialist library of the then Institute for International Law. Today, the UN Depository Library System comprises more than 400 libraries worldwide, seven of which are located in Germany. As a UN Depository Library, the Institute Library receives and collects all English-language documents and publications of the UN that are generally distributed and makes them available to the public free of charge. Its holdings as part of the Institute Library amount to approximately 16,500 volumes.
Until 2009, the UN Depository Library had its own catalogue. Since then, and increasingly retroactively, the holdings data have been listed in the union catalogue of the GBV and are thus searchable online via the union catalogue of Kiel University Library. The following publications are available on site:

- Minutes of meetings of the main bodies, monographs, series, journals since 1948 as printed publications,
- Working papers and conference papers of the main organs and their subordinate bodies within the category "general distribution" since 1948 as hectographed or printed documents,
- Indexes for the indexing of publications and documents, partly as printed editions, such as:
  - UNDOC (United Nations Document Index; until dis-continuation of publication in 2007),
  - Index to the Proceedings of the General Assembly, the Economic and Social Council, and the Security Council,
- Publications and documents of the UN specialised agencies (in selection).

Meanwhile, numerous document series of the main organs published in New York as well as some journals have been discontinued in print and are now only accessible online. Access is available in the library rooms.

The support society („Die Fördergesellschaft“)

The Society for the Promotion of Research and Teaching at the Walther Schücking Institute for International Law („Gesellschaft zur Förderung der Forschung und Lehre am Walther-Schücking-Institut für Internationales Recht“) was founded on 17 May 1978 as a registered association („eingetragener Verein“). The Society's task is to support the Walther Schücking Institute in the performance of its tasks.

It pursues exclusively non-profit purposes. It uses its funds, among other things, to subsidize printing costs for excellent dissertations by staff members and for publications of the Institute. Furthermore, it promotes the participation of young academics in specialist conferences. In addition, the Society also supports the financing of lecture series and the Jessup Moot Court team of the Faculty of Law at the Christian-Albrechts-Universität zu Kiel.

In 2014, a new form of "supporting membership" was created in addition to the regular membership. Individuals and institutions who feel particularly connected to the Institute can pay a higher membership fee. In return, they receive regular information about the Institute's activities and invitations to all events, as well as the annual report in printed form.

Supporting members in 2022 (apart from the Institute's directors) were:

- Nicki Boldt, Dr Henrik Bremer, Dr Ottobert Brinzingen, Britta Buchenau, Hubertus von der Decken, Dr Bernhard Flor, Dr Ursula Heinz, Prof. Dr Stephan Hobe, Ingrid Jahn-Koch, Prof. Dr Uwe Jenisch, Dr Michael Koch, Prof. Dr Doris König, Joachim König, Marian Niestedt, Dr Hans-Joachim Prieß, LL.M., Dr Hans-Peter Richter-von Arnauld, Dr Sonja Riedinger, Dr Moritz von Rochow, Dr Christoph Schücking, Margot Simonsmeier-Schriewer, Dr Tobias Thienel, LL.M.
- Prof. Dr Dr h.c. mult. Knut Ipsen remained a supporting member until his passing in March 2022.

The Chairperson of the Board is Prof. Dr. Nele Matz-Lück, LL.M. Deputy Chairpersons are Dr. Sonja Riedinger and Dr. Tobias Thienel, LL.M. Treasurer is Dr Henrik Bremer. In addition to the annual general meeting, alumni meetings are held at irregular intervals. For more information on the Support Society, please visit the Institute’s homepage at https://www.wsi.uni-kiel.de/de/institut/wsi-gesellschaft.
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